

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE BILL 2175

By: Hilbert

AS INTRODUCED

An Act relating to legal tender; defining terms;
requiring acceptance of cash as legal tender;
providing penalties and enforcement; exempting
certain transactions; providing for codification; and
providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 3000 of Title 25, unless there
is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "At retail" shall include any retail transaction conducted
in person and shall exclude any telephone, mail or Internet-based
transaction;

2. "Regular business hours" shall mean the regular hours a
business is open to the public to conduct business transactions; and

3. "Retail establishment" shall mean a place of business open
to the general public for the sale of goods or services.

1 B. A retail establishment selling or offering for sale goods or
2 services at retail during regular business hours shall not require a
3 buyer to pay using credit nor prohibit cash as payment in order to
4 purchase the goods or services. A retail establishment selling or
5 offering for sale goods or services at retail during regular
6 business hours shall accept cash as legal tender when offered by the
7 buyer as payment.

8 C. Any person in violation of subsection B of this section
9 shall be subject to a warning for a first violation. A second
10 violation shall be punished by a fine not to exceed One Thousand
11 Dollars (\$1,000.00). A third violation shall be punished by a fine
12 not to exceed Two Thousand Five Hundred Dollars (\$2,500.00). A
13 fourth or subsequent violation shall be punished by a fine not to
14 exceed Five Thousand Dollars (\$5,000.00). The penalties in this
15 subsection shall be enforced by the Office of the Attorney General.
16 Fines collected by the Office of the Attorney General shall be
17 deposited in the General Revenue Fund.

18 D. The provisions of this section shall not apply to:

19 1. Any person selling or offering for sale goods or services at
20 an airport, provided that at least two persons selling food at each
21 terminal within the airport accept cash as payment;

22 2. Any parking facility owned by a municipality, regardless of
23 whether the facility is operated by the municipality, a parking
24 authority, or an independent third party; and

1 3. Any parking facility that accepts mobile payment, provided
2 that the facility does not accept payment by any means other than
3 mobile payment.

4 SECTION 2. This act shall become effective November 1, 2021.

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