

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1633 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by  
inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Amendment submitted by: Clay Staires

Adopted: \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

PROPOSED COMMITTEE  
SUBSTITUTE  
FOR  
HOUSE BILL NO. 1633

By: Staires

PROPOSED COMMITTEE SUBSTITUTE

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 3001 of Title 25, unless there  
is created a duplication in numbering, reads as follows:

As used in this act:

1. "Agency" shall mean any governmental entity;

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

1        3. "Central bank digital currency" shall mean a digital version  
2 of governmental currency backed by a central bank and tied to a  
3 country's national currency;

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

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

8        SECTION 2.        NEW LAW        A new section of law to be codified  
9 in the Oklahoma Statutes as Section 3002 of Title 25, unless there  
10 is created a duplication in numbering, reads as follows:

11        A. A retail establishment selling or offering for sale goods or  
12 services at retail during regular business hours shall not require a  
13 buyer to pay using credit cards nor a central bank digital currency  
14 nor prohibit cash as payment in order to purchase the goods or  
15 services. A retail establishment selling or offering for sale goods  
16 or services at retail during regular business hours shall accept  
17 cash as legal tender when offered by the buyer as payment and shall  
18 not charge a penalty for use of cash.

19        B. An agency shall not require any citizen of the state in  
20 conducting transactions with the agency to pay using credit cards  
21 nor a central bank digital currency and shall not prohibit cash as  
22 payment in order to conduct transactions with the agency. An agency  
23 shall accept cash as legal tender when offered and shall not charge  
24 a penalty for use of cash.

1       SECTION 3.       NEW LAW       A new section of law to be codified  
2 in the Oklahoma Statutes as Section 3003 of Title 25, unless there  
3 is created a duplication in numbering, reads as follows:

4       Any person, entity, or agency in violation of this act shall be  
5 subject to a warning for a first violation. A second violation  
6 shall be punished by a fine not to exceed One Thousand Dollars  
7 (\$1,000.00). A third violation shall be punished by a fine not to  
8 exceed Two Thousand Five Hundred Dollars (\$2,500.00). A fourth or  
9 subsequent violation shall be punished by a fine not to exceed Five  
10 Thousand Dollars (\$5,000.00). The penalties in this subsection  
11 shall be enforced by the Office of the Attorney General. Fines  
12 collected by the Office of the Attorney General shall be deposited  
13 in the General Revenue Fund of the State Treasury.

14       SECTION 4.       NEW LAW       A new section of law to be codified  
15 in the Oklahoma Statutes as Section 3004 of Title 25, unless there  
16 is created a duplication in numbering, reads as follows:

17       The provisions of this act shall not apply to online or over-  
18 the-phone purchases, parking lots, wholesale or membership-based  
19 retail stores, and goods sold exclusively through a membership model  
20 that requires payment by means of an affiliated mobile device  
21 application.

22       SECTION 5. This act shall become effective November 1, 2023.  
23

24       59-1-7185       MJ       02/09/23