

1 **SENATE FLOOR VERSION**

February 12, 2015

2 **AS AMENDED**

3 SENATE BILL NO. 380

By: Newberry of the Senate

4  
5  
6 **[ Alarm and Locksmith Industry Act - exemptions -**  
7 **background check - effective date ]**  
8

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

10 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1800.3, as  
11 last amended by Section 1, Chapter 22, O.S.L. 2013 (59 O.S. Supp.  
12 2014, Section 1800.3), is amended to read as follows:

13 Section 1800.3. The Alarm and Locksmith Industry Act shall not  
14 apply to:

15 1. An officer or employee of this state, the United States or a  
16 political subdivision of either, while the employee or officer is  
17 engaged in the performance of official duties;

18 2. An individual who owns and installs alarm devices,  
19 mechanical or electronic security devices and locks on the  
20 individual's own property or, if the individual does not charge for  
21 the device or its installation, installs it for the protection of  
22 the individual's personal property located on another's property,  
23 and does not install the alarm devices, mechanical or electronic  
24

1 security devices and locks as a normal business practice on the  
2 property of another;

3 3. The sale of alarm or lock systems designed or intended for  
4 customer or user installation;

5 4. The sale, installation, service, or repair of alarm systems  
6 or electronic security devices such as electronic access control,  
7 closed circuit television, nurse call systems and the like by  
8 individuals licensed pursuant to the Electrical License Act;

9 5. The locksmith industry activities of tow truck operators  
10 from their towing vehicles or repossession agents within the  
11 execution of their duties;

12 6. Locksmith industry activities of persons primarily engaged  
13 in selling lumber and other building materials who hold a sales tax  
14 permit as a Group One vendor authorized to engage in business within  
15 this state pursuant to Sections 1363 and 1364 of the Oklahoma Sales  
16 Tax Code; ~~or~~

17 7. The solicitation of a potential alarm system customer by a  
18 person via telephone or electronic device on behalf of an Oklahoma  
19 licensed alarm company for the sale of an alarm system; or

20 8. The sale of an alarm system in a retail setting by an agent  
21 of an Oklahoma licensed alarm or locksmith company. The licensed  
22 alarm or locksmith company shall conduct a background check of such  
23 agent before employment. The agent shall not be involved in the  
24 designing, planning, specifying or laying out of a customer's

1 burglar alarm system, nor shall the agent be permitted access to a  
2 customer's unique alarm access codes or other confidential  
3 information aside from a customer's personal and financial  
4 information necessary to complete the sale..

5 SECTION 2. This act shall become effective November 1, 2015.

6 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE  
7 February 12, 2015 - DO PASS AS AMENDED  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24