

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 531

By: Standridge

4
5 AS INTRODUCED

6 An Act relating to alarm and locksmiths; amending 59
7 O.S. 2011, Sections 1800.4, as last amended by
8 Section 1, Chapter 42, O.S.L. 2014, 1800.5, as last
9 amended by Section 2, Chapter 22, O.S.L. 2013 and
10 1800.6, as amended by Section 8, Chapter 368, O.S.L.
11 2012 (59 O.S. Supp. 2016, Sections 1800.4, 1800.5 and
12 1800.6), which relate to the Alarm and Locksmith
Industry Committee and licenses; updating references;
adding certain authority; construing certain license
requirements; and providing an effective date.

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

14 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1800.4, as
15 last amended by Section 1, Chapter 42, O.S.L. 2014 (59 O.S. Supp.
16 2016, Section 1800.4), is amended to read as follows:

17 Section 1800.4. A. There is hereby created the Alarm and
18 Locksmith Industry Committee, which shall consist of nine (9)
19 members. One member shall be the Commissioner of Labor or the
20 Commissioner's designated representative and eight members shall be
21 appointed by the Governor with the consent of the Senate. Seven of
22 the appointed members shall have at least five (5) years of
23 experience in the alarm or locksmith industry or in a closely
24 related field with broad working knowledge of the alarm or locksmith

1 industry and active employment status in such field during the term
2 of appointment. At least one of the appointed members shall be from
3 each working field or closely related industries of burglar alarm,
4 fire alarm, fire sprinkler, electronic access control, locksmith,
5 closed circuit television, and nurse call system, except when a
6 qualified candidate for appointment is not available in the working
7 field. One of the appointed members shall be a lay member. No
8 member shall be employed by the same person as any other member of
9 the Committee. On ~~the effective date of the transfer of alarm and~~
10 ~~locksmith industry as provided in this act~~ November 1, 2012, the
11 State Commissioner of Health then serving on the Alarm and Locksmith
12 Industry Committee shall be replaced by the Commissioner of Labor,
13 and all other committee members shall continue to serve until their
14 term has expired or is otherwise vacated. Nothing shall prohibit
15 the reappointment of any member provided the reappointment does not
16 exceed term limits.

17 B. The term of office of each appointed member shall be a
18 staggered term of four (4) years with a limit of two full terms.
19 Notwithstanding the term of office, each appointed member shall
20 continue to serve until his or her successor has been duly qualified
21 and appointed. All appointees must qualify under the Alarm ~~and,~~
22 Locksmith and Fire Sprinkler Industry Act.

23 C. Members of the Committee may be removed from office by the
24 Governor at any time. A member missing two or more committee

1 meetings in a single year without justifiable cause may be removed
2 and replaced by the Governor at the request of the Committee.

3 D. Vacancies shall be filled by appointment by the Governor
4 with the consent of the Senate for the unexpired term of the
5 vacancy. Should an appointment from a working field become vacant
6 or be without qualified candidates for appointment, that working
7 field may be filled by a person from another working field.

8 E. The members of the Committee shall serve without pay but may
9 be reimbursed for actual expenses pursuant to the State Travel
10 Reimbursement Act.

11 F. The Committee shall elect from among its membership a chair,
12 vice-chair and secretary to serve terms of not more than two (2)
13 years ending on May 31 of the year designated by the Committee. The
14 chair or vice-chair shall preside at all meetings. The chair, vice-
15 chair and secretary shall perform such duties as may be decided by
16 the Committee in order to effectively administer the Alarm ~~and,~~
17 Locksmith and Fire Sprinkler Industry Act or as directed by the
18 Commissioner of Labor.

19 G. A majority of Committee members shall constitute a quorum to
20 transact official business.

21 H. The Committee shall meet at such times as the Committee
22 deems necessary to implement the Alarm ~~and,~~ Locksmith and Fire
23 Sprinkler Industry Act.

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1 I. The Committee shall assist and advise the Commissioner on
2 all matters relating to the formulation of rules, regulations and
3 standards in accordance with the Alarm ~~and,~~ Locksmith and Fire
4 Sprinkler Industry Act.

5 SECTION 2. AMENDATORY 59 O.S. 2011, Section 1800.5, as
6 last amended by Section 2, Chapter 22, O.S.L. 2013 (59 O.S. Supp.
7 2016, Section 1800.5), is amended to read as follows:

8 Section 1800.5. A. The Alarm and Locksmith Industry Committee
9 shall have the following duties and powers:

10 1. To assist the Commissioner of Labor in licensing and
11 otherwise regulating persons engaged in an alarm or locksmith
12 industry business;

13 2. To determine qualifications of applicants pursuant to the
14 Alarm ~~and,~~ Locksmith and Fire Sprinkler Industry Act;

15 3. To assist the Commissioner in prescribing and adopting forms
16 for license applications and initiate mailing of such application
17 forms to all persons requesting such applications;

18 4. To assist the Commissioner in disciplinary actions,
19 including the denial, suspension or revocation of licenses as
20 provided by the Alarm ~~and,~~ Locksmith and Fire Sprinkler Industry
21 Act;

22 5. To assist the Commissioner with charging and collecting such
23 fees as are prescribed by the Alarm ~~and,~~ Locksmith and Fire
24 Sprinkler Industry Act;

1 6. To assist the Commissioner in establishing and enforcing
2 standards governing the materials, services and conduct of the
3 licensees and their employees in regard to the alarm and locksmith
4 industry;

5 7. To assist the Commissioner in promulgating rules necessary
6 to carry out the administration of the Alarm ~~and,~~ Locksmith and Fire
7 Sprinkler Industry Act;

8 8. To investigate or assist in investigating alleged violations
9 of the provisions of the Alarm ~~and,~~ Locksmith and Fire Sprinkler
10 Industry Act and any rules and regulations promulgated thereto;

11 9. To assist the Commissioner in establishing categories of
12 licenses for the Alarm ~~and,~~ Locksmith and Fire Sprinkler Industry
13 Act and application requirements for each category including but not
14 limited to individual license, experience requirements, educational
15 requirements, fingerprints, photographs, examinations, and fees;

16 10. To assist the Commissioner in providing for grievance and
17 appeal procedures pursuant to the Administrative Procedures Act for
18 any person whose license is denied, revoked or suspended; ~~and~~

19 11. To assist the Commissioner in identifying advancements in
20 technology that apply to the alarm and locksmith industry; and

21 12. To exercise such other powers and duties as are necessary
22 to implement the Alarm ~~and,~~ Locksmith and Fire Sprinkler Industry
23 Act.

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1 B. The Department of Labor is authorized to regulate any
2 advancements in technology that apply to the alarm or locksmith
3 industry.

4 SECTION 3. AMENDATORY 59 O.S. 2011, Section 1800.6, as
5 amended by Section 8, Chapter 368, O.S.L. 2012 (59 O.S. Supp. 2016,
6 Section 1800.6), is amended to read as follows:

7 Section 1800.6. No person shall engage in an alarm or locksmith
8 industry business in this state without first having obtained a
9 license pursuant to the provisions of the Alarm ~~and~~, Locksmith and
10 Fire Sprinkler Industry Act; provided, however, an alarm business
11 licensed pursuant to the Alarm, Locksmith and Fire Sprinkler
12 Industry Act shall not be required to obtain multiple licenses to
13 engage in the practice of locksmithing, closed-circuit television
14 and access control when its activities are performed in combination
15 with the installation, maintenance, moving, repairing, replacing,
16 servicing, or reconfiguration of a burglar alarm system including,
17 but not limited to, cameras, door locks, access control devices or
18 low-voltage devices that are controlled by a residential burglar
19 alarm system control device, including the removal of existing
20 hardware.

21 SECTION 4. This act shall become effective November 1, 2017.

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