

person making an authorized call on behalf of another person inserts the name, telephone number or name and telephone number of the person on whose behalf the call is being made, such information shall not be deemed false information.

Added by Laws 2007, c. 107, § 3, eff. Nov. 1, 2007.

§15-776.23. Unlawful acts - Exceptions - Penalties.

A. A caller may not knowingly insert false information into a caller identification system with the intent to mislead, defraud or deceive the recipient of a telephone call.

B. The provisions of this section shall not apply to:

1. Any blocking of caller identification information;
2. Any law enforcement agencies of the federal government, the state government, a county or a municipality; or
3. Any intelligence or security agencies of the federal government.

C. Any person who knowingly inserts false information with the intent to mislead, defraud or deceive the recipient of a telephone call into a caller identification system shall be guilty of a misdemeanor and, upon conviction, shall be imprisoned in the county jail for not more than one (1) year or fined not more than Ten Thousand Dollars (\$10,000.00) per incident, or by both such fine and imprisonment.

D. All acts and practices declared to be unlawful in this section shall, in addition, be violations of the Oklahoma Consumer Protection Act.

Added by Laws 2007, c. 107, § 4, eff. Nov. 1, 2007.

§15-777.1. Short title.

This act shall be known and may be cited as the "Emergency Price Stabilization Act".

Added by Laws 1999, c. 154, § 1, emerg. eff. May 13, 1999.

NOTE: Editorially renumbered from § 776.1 of this title to avoid duplication in numbering.

§15-777.2. Definitions.

As used in the Emergency Price Stabilization Act:

1. "Dwelling unit" means any structure or part of a structure which is used as a home, residence, or sleeping place by one or more persons and includes, but is not limited to, lodging establishments, hotels, motels, boarding houses, inns, single-family residences, duplexes, and apartments;
2. "Emergency" means any occasion or instance including, but not limited to, any natural disaster such as a tornado, storm, high water, earthquake, landslide, mudslide, snowstorm, or drought, and regardless of cause, any fire, flood, or explosion, determined by the Governor of this state or by the President of the United States to

require extraordinary measures to save lives, to protect property, or to promote public health and safety, or to lessen or avert the threat of a catastrophe. "Emergency" includes a civil defense or disaster emergency as defined by the Oklahoma Civil Defense and Emergency Resources Management Act of 1967 and any emergency or major disaster as defined by any federal disaster relief act;

3. "Emergency area" means the county or counties affected by an emergency, any county or part of a county specifically identified in a declaration of emergency issued by the Governor of this state or by the President of the United States, and all counties contiguous with the affected county;

4. "Goods" means all things which are movable at the time of sale, rental, or lease other than the money with which the price is to be paid and includes any services which are incidental to the sale of the goods; and

5. "Services" means any duty or labor to be rendered by one person to another and includes any goods which are incidental to the performance of the service. "Services" also includes, but is not limited to:

- a. the sale of utilities including, but not limited to, electricity, natural gas, telecommunications, and cable television,
- b. the sale, rental, or lease of transportation, freight, carriage, moving, and storage, and
- c. the rental or lease of vehicles, trailers, and other equipment.

Added by Laws 1999, c. 154, § 2, emerg. eff. May 13, 1999.

NOTE: Editorially renumbered from § 776.2 of this title to avoid duplication in numbering.

§15-777.3. Limitation of action.

An action to enforce the provisions of this act may be filed at any time within one (1) year following the expiration or termination of a declaration of emergency or any modifications or extensions thereof.

Added by Laws 1999, c. 154, § 3, emerg. eff. May 13, 1999.

NOTE: Editorially renumbered from § 776.3 of this title to avoid duplication in numbering.

§15-777.4. Maximum permitted price or rate for sale, rent, or lease of goods, services, dwelling units, or storage space - Application of section.

A. No person for the duration of a declaration of emergency by the Governor of this state or by the President of the United States and for thirty (30) days thereafter shall sell, rent, or lease, or offer to sell, rent, or lease, for delivery in the emergency area, any goods, services, dwelling units, or storage space in the

emergency area at a rate or price which is more than ten percent (10%) above the rate or price charged by the person for the same or similar goods, services, dwelling units, or storage spaces immediately prior to the declaration of emergency unless the increase in the rate or price is attributable:

1. To price increases in applicable regional, national or international petroleum commodity markets; or

2. Only to factors unrelated to the emergency and does not include any increase in profit to the seller or owner.

B. Upon the expiration of the period described in subsection A of this section and for one hundred eighty (180) days thereafter, no person shall, within the emergency area, rent or lease or offer to rent or lease any dwelling unit or storage space or sell or offer to sell goods for use within the emergency area to repair, restore, remodel, or construct any dwelling unit for a price of more than ten percent (10%) above the price charged by that person for the dwelling unit, storage space, or goods immediately prior to the declaration of emergency unless the increase in the price is attributable to:

1. Price increases in applicable regional, national, or international petroleum commodity markets; or

2. Factors unrelated to the emergency and does not include any increase in profit to the seller or owner.

C. A rate or price increase approved by the appropriate governmental agency is not a violation of this act.

D. This section shall not apply to growers, producers, or processors of raw or processed food products, except for retail sales of such products to a consumer.

E. This section shall not apply to sales, rentals, or leases of goods from a catalog when the catalog is made available in the normal course of business both prior to and after the declaration of emergency to all persons regardless of location in the emergency area.

F. This section shall not apply to advertised rates and prices which are subject to a published expiration date within or immediately prior to the declaration of emergency.

Added by Laws 1999, c. 154, § 4, emerg. eff. May 13, 1999. Amended by Laws 2008, c. 74, § 1, emerg. eff. April 22, 2008.

NOTE: Editorially renumbered from § 776.4 of this title to avoid duplication in numbering.

§15-777.5. Violations.

Any violation of the provisions of this act is a violation of the Oklahoma Consumer Protection Act.

Added by Laws 1999, c. 154, § 5, emerg. eff. May 13, 1999.

NOTE: Editorially renumbered from § 776.5 of this title to avoid duplication in numbering.