

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 1860

BY: DUNLAP

AS INTRODUCED

AN ACT RELATING TO CRIMES AND PUNISHMENTS; AMENDING
21 O.S. 1991, SECTION 1048, WHICH RELATES TO
WRECKED OR ABANDONED MOTOR VEHICLES OR PARTS
THEREOF; PROHIBITING KEEPING SUCH ITEMS ON CERTAIN
PROPERTY; PROVIDING RECOURSE FOR PROPERTY OWNERS;
AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. AMENDATORY 21 O.S. 1991, Section 1048, is
amended to read as follows:

Section 1048. No person, firm, partnership or corporation shall
with malice or without valid business purpose store, accumulate,
allow to accumulate, or allow to remain stored or accumulated after
receipt of notice as is hereinafter provided, any wrecked or
abandoned motor vehicle, or any recyclable or nonrecyclable hulk or
part of a motor vehicle within view of any preexisting residence or
property situated outside the territorial limits of any incorporated
municipality. Any homeowner or property owner aggrieved by any
violation of this section may order the removal of any motor
vehicle, hulk or part stored in violation hereof upon thirty (30)
days' written notice to the owner of the land where such motor
vehicle, hulk or part is stored. Upon the failure of the offending

party to comply with said order, the aggrieved party may obtain injunctive and mandamus relief for the removal of matter so stored or accumulated from the district court of the county where the residence is situated and, further; shall be entitled to recover reasonable attorneys' fees, court costs and other reasonable expenses of bringing suit.

SECTION 2. This act shall become effective September 1, 1992.

43-2-7507

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