

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

HOUSE BILL HB2607

By: Calvey

AS INTRODUCED

An Act relating to nuisances; amending Section 1, Chapter 326, O.S.L. 1998 (50 O.S. Supp. 1999, Section 21), which relates to real property used for drug offenses; authorizing lawsuit against landlord for failure to terminate tenancy under certain circumstances; authorizing recovery of costs; and providing an effective date.

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

SECTION 1. AMENDATORY Section 1, Chapter 326, O.S.L. 1998 (50 O.S. Supp. 1999, Section 21), is amended to read as follows:

Section 21. A. The repeated use of any real property or structure thereon to commit a felony violation of the Oklahoma Uniform Controlled Dangerous Substances Act may constitute a public nuisance.

B. A landlord shall terminate a tenancy pursuant to Section 111 of Title 41 of the Oklahoma Statutes for a violation of subsection A of this section. If the landlord fails or refuses to terminate the tenancy, a nuisance action may be filed by any person who resides within one thousand (1,000) feet of the site of the offense, any tenant association or neighborhood association representing a person residing within one thousand (1,000) feet of the site of the offense, the district attorney or the municipal attorney's office. Any costs associated with the nuisance action, including attorney fees, shall be recoverable from the landlord.

SECTION 2. This act shall become effective November 1, 2000.

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