

3 Senate Bill No. 1972

4 SENATE BILL NO. 1972 - By: CRAIN of the Senate and SULLIVAN of the
5 House.

6 An Act relating to counties and county officers; amending 19
7 O.S. 2001, Section 863.10, which relates to sale or lease of
8 lands; requiring specified approval for certain sale or
9 transfer; and providing an effective date.

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

11 SECTION 1. AMENDATORY 19 O.S. 2001, Section 863.10, is
12 amended to read as follows:

13 Section 863.10 Whoever, being the owner or agent of the owner
14 of any land within the area, transfers, or sells or agrees to sell,
15 or negotiates to sell any land by reference to or exhibition
16 thereof, or by other use of a plat of a subdivision before such plat
17 has been approved by the Commission and filed of record in the
18 office of the county clerk, or whoever, being the owner or agent of
19 the owner of any parcel of ground, transfers, or sells or agrees to
20 sell, or negotiates to sell any tract of land of five (5) acres or
21 less, or which transfer or sale will result in a remainder tract of
22 land of five (5) acres or less, where such tract or remainder tract
23 was not shown of record in the office of the county clerk as
24 separately owned at the effective date of the regulations
25 hereinafter provided for and not located within a subdivision

1 approved according to law and filed of record in the office of the
2 county clerk, or if so located, not comprising at least one (1)
3 entire lot as recorded, without first obtaining the written approval
4 of the Commission by its endorsement on the instrument of transfer,
5 shall be subject to the penalties by this act provided; and such
6 transaction shall be unlawful and the deed or other instrument of
7 transfer shall not be valid; and if recorded, shall not import
8 notice; and the description of such lot or parcel by metes and
9 bounds, in the instrument of transfer or other document used in the
10 process of selling or transferring, shall not exempt the transaction
11 or the parties from such penalties or from the remedies in this act
12 provided.

13 In its consideration of such transfers, referred to as "lot-
14 splits", the Commission shall apply the same regulations as are
15 applied to subdivisions in order to accomplish the purposes of
16 planning as herein provided.

17 SECTION 2. This act shall become effective November 1, 2006.

18 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated 2-13-06
19 - DO PASS, As Coauthored.