

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE BILL 889

By: Justice

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6 AS INTRODUCED

7 An Act relating to vulnerable adults; establishing
8 rebuttable presumption for certain transfer of
9 property; providing for codification; and providing
10 an effective date.

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

12 SECTION 1. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 10-113 of Title 43A, unless
14 there is created a duplication in numbering, reads as follows:

15 If any person, with whom a confidence is reposed by or who holds
16 a real or apparent authority over or who has a fiduciary
17 relationship with an elderly or disabled person, transfers the
18 elderly or disabled person's real or personal property for less than
19 full consideration, there shall be a rebuttable presumption that the
20 property was obtained and transferred by undue influence.

21 SECTION 2. This act shall become effective November 1, 2011.
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