

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 1156 By: Dahm of the Senate
3 and
4 Cockroft of the House
5
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7 An Act relating to county officers and public
8 records; amending 19 O.S. 2011, Section 130.3, which
9 relates to the Commission on County Government
10 Personnel Education and Training; removing obsolete
11 language; amending 19 O.S. 2011, Sections 155.1,
12 155.4, 155.5 and 155.7, which relate to county
13 records; updating statutory language regarding
14 reproduction and storage of certain county records;
15 updating statutory reference; and amending 19 O.S.
16 2011, Section 174.1, which relates to county audits;
17 requiring publication on certain websites; and
18 providing an effective date.

19 AMENDMENT NO. 1. Page 7, Line 21 1/2, insert a new Section 7 and
20 Section 8 to read

21 "SECTION 7. AMENDATORY 19 O.S. 2011, Section 299, is
22 amended to read as follows:

23 Section 299. The county assessor, county clerk and county
24 treasurer of any county may adopt a system of land parcel identifier
numbers whereby the same land identifier numbers shall be used by
the county assessor, county clerk and county treasurer to designate
a tract of real property situated within the county.

1 In any county where this system has been adopted, the county
2 clerk ~~shall not~~ may accept for filing or recording any map, plat,
3 deed, mortgage, lease or other instrument affecting real property
4 unless the land parcel identifier numbers for all of the land
5 parcels described and affected are affixed on the face of the map,
6 plat, deed, mortgage, lease or other instrument. Provided that,
7 failure to comply with these provisions shall not affect the
8 validity of any such instrument that is duly recorded.

9 SECTION 8. AMENDATORY 19 O.S. 2011, Section 866.13, is
10 amended to read as follows:

11 Section 866.13 From and after the adoption of a plan for major
12 streets or highways as a part of the comprehensive plan for the
13 physical development of the area and the adoption of the rules and
14 regulations governing subdivision of land no plat or deed or other
15 instrument of a subdivision of land within the area shall be
16 accepted for record in the office of the county clerk until it shall
17 have been approved by such commission as being in accordance with
18 the officially adopted rules and regulations of the commission and
19 such approval endorsed in writing on the plat.

20 The approval of the commission required by this section or the
21 refusal to approve shall take place within forty-five (45) days from
22 and after the submission of the subdivision of land for final
23 approval; otherwise said subdivision of land shall be deemed to have
24 been approved and the certificate of said commission as to the date

1 of the submission of the subdivision of land for approval and as to
2 the failure to take action thereon within such time shall be
3 sufficient in lieu of the written endorsement or evidence of
4 approval herein required. The ground of refusal of any subdivision
5 of land submitted, including citation to or reference to the rules
6 or regulations violated by the subdivision of land, shall be stated
7 upon the record of the commission.

8 Whoever, being the owner or agent of the owner of any land
9 within the area, transfers or sells or agrees to sell, or negotiates
10 to sell any land by reference to or exhibition thereof, or by other
11 use of a plat of a subdivision or a contract for deed or other
12 instrument before such plat or deed or instrument has been approved
13 by the commission and filed of record in the office of the county
14 clerk, or whoever, being the owner or agent of the owner of a parcel
15 of ground, transfers, or sells or agrees to sell, or negotiates to
16 sell any tract of land of less than ten (10) acres, except in
17 counties adjoining a county having a cooperative planning commission
18 formed under the provisions of 19 O.S. 1961, Section 863.2, in which
19 case upon order or rule of the city-county cooperative planning
20 commission a tract of less than two and one-half (2 1/2) acres where
21 such tract was not shown of record in the office of the county clerk
22 as separately owned at the effective date of the regulations
23 hereinafter provided for and not located within a subdivision
24 approved according to law and filed of record in the office of the

1 county clerk, or if so located, not comprising at least one entire
2 lot as recorded, without first obtaining the written approval of the
3 commission by its endorsement on the instrument of transfer, or
4 contract of sale or other agreement to transfer, shall be subject to
5 the penalties by this act provided; and such transaction shall be
6 unlawful ~~and shall not be recorded by the county clerk~~; provided
7 that a tract of land which has not been subdivided, a tract of more
8 than ten (10) acres, except in counties adjoining a county having a
9 cooperative planning commission formed under the provisions of 19
10 O.S. 1961, Section 863.2, in which case upon order or rule of the
11 city-county cooperative planning commission a tract of more than two
12 and one-half (2 1/2) acres, may be transferred by the owner thereof
13 to any person without complying with the provisions of this act and
14 such transfer shall be duly recorded by the county clerk; and
15 provided, further, that such person may further transfer such tract
16 without complying with the provisions of this act, so long as such
17 transfer involves the whole of such tract and the transfer shall be
18 recorded by the county clerk, and thereafter any transfer shall be
19 subject to existing law. Provided further, all deeds of record as
20 of January 1, 1963, which convey tracts of land not portions of an
21 approved or disapproved plat or subdivision, are hereby validated
22 insofar as the filings of the same are concerned, whether or not
23 first approved by the commission.

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