

## FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1156  
Page 8 Section 7 Lines 1/2  
Of the printed Bill  
Of the Engrossed Bill

By inserting a new Section 7 and Section 8 as follows: [See attached]

And by renumbering the subsequent section.

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Amendment submitted by: Mark McCullough

Adopted: \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

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

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

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

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

18 Section 866.13 From and after the adoption of a plan for major  
19 streets or highways as a part of the comprehensive plan for the  
20 physical development of the area and the adoption of the rules and  
21 regulations governing subdivision of land no plat or deed or other  
22 instrument of a subdivision of land within the area shall be  
23 accepted for record in the office of the county clerk until it shall  
24 have been approved by such commission as being in accordance with

1 the officially adopted rules and regulations of the commission and  
2 such approval endorsed in writing on the plat.

3 The approval of the commission required by this section or the  
4 refusal to approve shall take place within forty-five (45) days from  
5 and after the submission of the subdivision of land for final  
6 approval; otherwise said subdivision of land shall be deemed to have  
7 been approved and the certificate of said commission as to the date  
8 of the submission of the subdivision of land for approval and as to  
9 the failure to take action thereon within such time shall be  
10 sufficient in lieu of the written endorsement or evidence of  
11 approval herein required. The ground of refusal of any subdivision  
12 of land submitted, including citation to or reference to the rules  
13 or regulations violated by the subdivision of land shall be stated  
14 upon the record of the commission.

15 Whoever, being the owner or agent of the owner of any land  
16 within the area, transfers or sells or agrees to sell, or negotiates  
17 to sell any land by reference to or exhibition thereof, or by other  
18 use of a plat of a subdivision or a contract for deed or other  
19 instrument before such plat or deed or instrument has been approved  
20 by the commission and filed of record in the office of the county  
21 clerk, or whoever, being the owner or agent of the owner of a parcel  
22 of ground, transfers, or sells or agrees to sell, or negotiates to  
23 sell any tract of land of less than ten (10) acres, except in  
24 counties adjoining a county having a cooperative planning commission

1 formed under the provisions of 19 O.S. 1961, Section 863.2, in which  
2 case upon order or rule of the city-county cooperative planning  
3 commission a tract of less than two and one-half (2 1/2) acres where  
4 such tract was not shown of record in the office of the county clerk  
5 as separately owned at the effective date of the regulations  
6 hereinafter provided for and not located within a subdivision  
7 approved according to law and filed of record in the office of the  
8 county clerk, or if so located, not comprising at least one entire  
9 lot as recorded, without first obtaining the written approval of the  
10 commission by its endorsement on the instrument of transfer, or  
11 contract of sale or other agreement to transfer, shall be subject to  
12 the penalties by this act provided; and such transaction shall be  
13 unlawful ~~and shall not be recorded by the county clerk;~~ provided  
14 that a tract of land which has not been subdivided, a tract of more  
15 than ten (10) acres, except in counties adjoining a county having a  
16 cooperative planning commission formed under the provisions of 19  
17 O.S. 1961, Section 863.2, in which case upon order or rule of the  
18 city-county cooperative planning commission a tract of more than two  
19 and one-half (2 1/2) acres, may be transferred by the owner thereof  
20 to any person without complying with the provisions of this act and  
21 such transfer shall be duly recorded by the county clerk; and  
22 provided, further, that such person may further transfer such tract  
23 without complying with the provisions of this act, so long as such  
24 transfer involves the whole of such tract and the transfer shall be

1 recorded by the county clerk, and thereafter any transfer shall be  
2 subject to existing law. Provided further, all deeds of record as  
3 of January 1, 1963, which convey tracts of land not portions of an  
4 approved or disapproved plat or subdivision, are hereby validated  
5 insofar as the filings of the same are concerned, whether or not  
6 first approved by the commission.

7 In its consideration of such transfers, referred to as  
8 "lot-splits" the commission shall apply the same regulations as are  
9 applied to subdivisions in order to accomplish the purpose of  
10 planning as herein provided. No city board of adjustment or county  
11 board of adjustment or any office representing such boards shall  
12 require that easements be given to the city or county for major  
13 street usages serving approval on a lot-split deed, and approving  
14 such deeds shall not be deemed consideration for the transfer of  
15 easements for road purposes, except in the case of streets platted  
16 and dedicated by the owner in approved subdivision plans."

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