

1 ENGROSSED SENATE
2 BILL NO. 116

By: Newberry of the Senate

3 and

4 Caldwell of the House

5
6 An Act relating to waiver of appraisement; amending
7 12 O.S. 2011, Section 760, which relates to order of
8 sale; clarifying requirement for issuance of certain
9 order of sale or execution; and providing an
10 effective date.

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

12 SECTION 1. AMENDATORY 12 O.S. 2011, Section 760, is
13 amended to read as follows:

14 Section 760. If the words "appraisement waived" or other words
15 of similar import, shall be inserted in any deed, mortgages, bonds,
16 notes, bill or written contract, any court rendering judgment
17 thereon, shall order as a part of the judgment that the same, and
18 any process issued thereon, shall be enforced, and that lands and
19 tenements may be sold thereunder without appraisement; and such
20 judgment, and any process issued thereon shall be enforced, and
21 sales of land and tenements made thereunder, without any
22 appraisement or valuation being made of the property, to be sold:
23 Provided, that no order of sale or execution shall be issued upon
24

1 such judgment until the expiration of six (6) months from the time
2 of the rendition of ~~said~~ the initial judgment.

3 SECTION 2. This act shall become effective November 1, 2017.

4 Passed the Senate the 20th day of March, 2017.

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7 Presiding Officer of the Senate

8 Passed the House of Representatives the ____ day of _____,
9 2017.

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12 Presiding Officer of the House
13 of Representatives
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