

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 ENGROSSED SENATE
5 BILL NO. 116

By: Newberry of the Senate

and

Caldwell of the House

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

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

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

17 Section 760. If the words "appraisement waived" or other words
18 of similar import, shall be inserted in any deed, mortgages, bonds,
19 notes, bill or written contract, any court rendering judgment
20 thereon, shall order as a part of the judgment that the same, and
21 any process issued thereon, shall be enforced, and that lands and
22 tenements may be sold thereunder without appraisement; and such
23 judgment, and any process issued thereon shall be enforced, and
24 sales of land and tenements made thereunder, without any

1 appraisement or valuation being made of the property, to be sold:
2 Provided, that no order of sale or execution shall be issued upon
3 such judgment until the expiration of six (6) months from the time
4 of the rendition of ~~said~~ the initial judgment.

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

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7 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CIVIL AND
8 ENVIRONMENTAL, dated 03/28/2017 - DO PASS.
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