1	STATE OF OKLAHOMA
2	2nd Session of the 57th Legislature (2020)
3	SENATE BILL 1310 By: Montgomery
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6	AS INTRODUCED
7	An Act relating to cities and towns; amending Section
8	2, Chapter 326, O.S.L. 2014, as amended by Section 1, Chapter 52, O.S.L. 2017 (11 O.S. Supp. 2019, Section
9	22-110.1), which relates to municipalities prohibited from requiring registration of real property;
10	authorizing municipalities to collect certain information relating to public nuisances, dilapidated
11	properties, or unlawful conduct; authorizing municipalities to assess certain penalty; allowing
12	for establishment of certain rules and regulations; and providing an effective date.
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15	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
16	SECTION 1. AMENDATORY Section 2, Chapter 326, O.S.L.
17	2014, as amended by Section 1, Chapter 52, O.S.L. 2017 (11 O.S.
18	Supp. 2019, Section 22-110.1), is amended to read as follows:
19	Section 22-110.1. A. For purposes of promoting commerce and
20	the equitable treatment of the citizens of this state, the
21	registration of any real property by any municipality is declared to
22	be a statewide concern and shall be prohibited pursuant to
23	subsection B of this section.
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2fees, civil fines or criminal penalties any ordinance, rule or3regulation to require the registration of real property. Any4ordinance, rule or regulation contrary to the provisions of this5section, whether enacted prior to or after the effective date of6this act August 22, 2014, is declared null and void and7unenforceable against every owner, purchaser, assignee, lessee,8mortgagee or beneficiary of any interest in the real property.9C. Nothing in this section shall prohibit a municipality from10creating a list of the property owners or the designees of property11owners of residential, commercial or leased real property to ensure12the public safety and welfare of its citizens.131. For the purpose of addressing public nuisances, dilapidated14properties, or unlawful conduct in accordance with their general15police powers, municipal governments are authorized to require the16for emergency contacts and property maintenance for19a. contact information of persons or entities responsible10for emergency contacts and property maintenance for19property types outlined in this subsection, and20b. contact information of an instate person or entity21authorized to receive notice and service of process22for property types outlined in this subsection;231	1	B. No municipality shall enact or attempt to enforce through
1   regulation to require the registration of rear property. Any     4   ordinance, rule or regulation contrary to the provisions of this     5   section, whether enacted prior to or after the offective date of     6   this act August 22, 2014, is declared null and void and     7   unenforceable against every owner, purchaser, assignee, lessee,     8   mortgagee or beneficiary of any interest in the real property.     9   C. Nothing in this section shall prohibit a municipality from     10   creating a list of the property owners or the designees of property     11   owners of residential, commercial or leased real property to ensure     12   the public safety and welfare of its citizens.     13   1. For the purpose of addressing public nuisances, dilapidated     14   properties, or unlawful conduct in accordance with their general     15   police powers, municipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice an	2	fees, civil fines or criminal penalties any ordinance, rule or
5   section, whether enacted prior to or after the effective date of     6   this act August 22, 2014, is declared null and void and     7   unenforceable against every owner, purchaser, assignee, lessee,     8   mortgagee or beneficiary of any interest in the real property.     9   C. Nothing in this section shall prohibit a municipality from     10   creating a list of the property owners or the designees of property     11   owners of residential, commercial or leased real property to ensure     12   the public safety and welfare of its citizens.     13   1. For the purpose of addressing public nuisances, dilapidated     14   properties, or unlawful conduct in accordance with their general     15   police powers, municipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice and service of process     22   for property types outlined in this subsection;	3	regulation to require the registration of real property. Any
6   this act August 22, 2014, is declared null and void and     7   unenforceable against every owner, purchaser, assignee, lessee,     8   mortgagee or beneficiary of any interest in the real property.     9   C. Nothing in this section shall prohibit a municipality from     10   creating a list of the property owners or the designees of property     11   owners of residential, commercial or leased real property to ensure     12   the public safety and welfare of its citizens.     13   1. For the purpose of addressing public nuisances, dilapidated     14   properties, or unlawful conduct in accordance with their general     15   police powers, municipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice and service of process     22   for property types outlined in this subsection;	4	ordinance, rule or regulation contrary to the provisions of this
ends are <u>August 11, 2014</u> , is decided hull and void and     unenforceable against every owner, purchaser, assignee, lessee,     mortgagee or beneficiary of any interest in the real property.     C. Nothing in this section shall prohibit a municipality from     creating a list of the property owners or the designees of property     owners of residential, commercial or leased real property to ensure     the public safety and welfare of its citizens.     13   1. For the purpose of addressing public nuisances, dilapidated     properties, or unlawful conduct in accordance with their general     police powers, municipal governments are authorized to require the     following:     17     a. contact information of persons or entities responsible     for emergency contacts and property maintenance for     property types outlined in this subsection, and     b. contact information of an instate person or entity     authorized to receive notice and service of process     for property types outlined in this subsection;	5	section, whether enacted prior to or after the effective date of
anishing   anishing   anishing   anishing   anishing     anishing   anishing   anishing   anishing     c.   Nothing in this section shall prohibit a municipality from     creating a list of the property owners or the designees of property     owners of residential, commercial or leased real property to ensure     the public safety and welfare of its citizens.     1.   For the purpose of addressing public nuisances, dilapidated     properties, or unlawful conduct in accordance with their general     police powers, municipal governments are authorized to require the     following:     a.   contact information of persons or entities responsible     for emergency contacts and property maintenance for     property types outlined in this subsection, and     b.   contact information of an instate person or entity     authorized to receive notice and service of process     for property types outlined in this subsection;	6	this act August 22, 2014, is declared null and void and
9   C. Nothing in this section shall prohibit a municipality from     10   creating a list of the property owners or the designees of property     11   owners of residential, commercial or leased real property to ensure     12   the public safety and welfare of its citizens.     13   1. For the purpose of addressing public nuisances, dilapidated     14   properties, or unlawful conduct in accordance with their general     15   police powers, municipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice and service of process     22   for property types outlined in this subsection;	7	unenforceable against every owner, purchaser, assignee, lessee,
10   creating a list of the property owners or the designees of property     11   owners of residential, commercial or leased real property to ensure     12   the public safety and welfare of its citizens.     13   1. For the purpose of addressing public nuisances, dilapidated     14   properties, or unlawful conduct in accordance with their general     15   police powers, municipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice and service of process     22   for property types outlined in this subsection;	8	mortgagee or beneficiary of any interest in the real property.
11   owners of residential, commercial or leased real property to ensure     12   the public safety and welfare of its citizens.     13   1. For the purpose of addressing public nuisances, dilapidated     14   properties, or unlawful conduct in accordance with their general     15   police powers, municipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice and service of process     22   for property types outlined in this subsection;     23	9	C. Nothing in this section shall prohibit a municipality from
12   the public safety and welfare of its citizens.     13   1. For the purpose of addressing public nuisances, dilapidated     14   properties, or unlawful conduct in accordance with their general     15   police powers, municipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice and service of process     22   for property types outlined in this subsection;	10	creating a list of the property owners or the designees of property
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14   properties, or unlawful conduct in accordance with their general     15   police powers, municipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice and service of process     22   for property types outlined in this subsection;	12	the public safety and welfare of its citizens.
properties, of unlawful conduct in accordance with their general     15   police powers, municipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice and service of process     22   for property types outlined in this subsection;     23	13	1. For the purpose of addressing public nuisances, dilapidated
politice powers, multicipal governments are authorized to require the     16   following:     17   a. contact information of persons or entities responsible     18   for emergency contacts and property maintenance for     19   property types outlined in this subsection, and     20   b. contact information of an instate person or entity     21   authorized to receive notice and service of process     22   for property types outlined in this subsection;     23   Image: contact information of an instate person or entity	14	properties, or unlawful conduct in accordance with their general
17a.contact information of persons or entities responsible18for emergency contacts and property maintenance for19property types outlined in this subsection, and20b.21contact information of an instate person or entity21authorized to receive notice and service of process22for property types outlined in this subsection;	15	police powers, municipal governments are authorized to require the
18for emergency contacts and property maintenance for19property types outlined in this subsection, and20b.21contact information of an instate person or entity21authorized to receive notice and service of process22for property types outlined in this subsection;23	16	following:
19property types outlined in this subsection, and20b.21contact information of an instate person or entity21authorized to receive notice and service of process22for property types outlined in this subsection;23	17	a. contact information of persons or entities responsible
20 <u>b.</u> <u>contact information of an instate person or entity</u> 21 <u>authorized to receive notice and service of process</u> 22 <u>for property types outlined in this subsection;</u> 23	18	for emergency contacts and property maintenance for
21 21 22 22 23 23 24 25 25 26 27 20 20 20 20 20 20 20 20 20 20	19	property types outlined in this subsection, and
22 <u>for property types outlined in this subsection;</u> 23	20	b. contact information of an instate person or entity
23	21	authorized to receive notice and service of process
	22	for property types outlined in this subsection;
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<sup>1</sup> <u>2. Municipalities may assess a penalty not to exceed One</u> <sup>2</sup> <u>Hundred Dollars (\$100.00) per owner for failure to report such</u> <sup>3</sup> required information.

D. Nothing in this section shall prohibit a municipality from
cnacting and enforcing <u>Municipalities may establish</u> rules and
regulations to require real property owners to comply with <u>the</u>
provisions of this section and established occupancy standards as
set forth by ordinance and state law.

9 Nothing in this section shall prohibit a municipality from Ε. 10 requiring the owner of property that is the subject of any abatement 11 process provided in this title to provide the name, physical address 12 and telephone number of an individual to receive and respond to 13 communications concerning the property subject to the abatement 14 process. No future action taken by the municipality shall be 15 rendered ineffective due to the failure of the property owner to 16 provide the information pursuant to this subsection. The 17 municipality shall not assess any additional charge when requiring 18 the information. 19 SECTION 2. This act shall become effective November 1, 2020. 20 21 57-2-3002 1/13/2020 11:45:19 AM MG 22 23 24 \_ \_

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