

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1310

By: Montgomery

4
5
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,
9 Chapter 52, O.S.L. 2017 (11 O.S. Supp. 2019, Section
10 22-110.1), which relates to municipalities prohibited
11 from requiring registration of real property;
12 authorizing municipalities to collect certain
13 information relating to public nuisances, dilapidated
14 properties, or unlawful conduct; authorizing
15 municipalities to assess certain penalty; allowing
16 for establishment of certain rules and regulations;
17 and providing an effective date.

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

19 SECTION 1. AMENDATORY Section 2, Chapter 326, O.S.L.
20 2014, as amended by Section 1, Chapter 52, O.S.L. 2017 (11 O.S.
21 Supp. 2019, Section 22-110.1), is amended to read as follows:

22 Section 22-110.1. A. For purposes of promoting commerce and
23 the equitable treatment of the citizens of this state, the
24 registration of any real property by any municipality is declared to
25 be a statewide concern and shall be prohibited pursuant to
26 subsection B of this section.

1 B. No municipality shall enact or attempt to enforce through
2 fees, civil fines or criminal penalties any ordinance, rule or
3 regulation to require the registration of real property. Any
4 ordinance, rule or regulation contrary to the provisions of this
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;
23
24
25

1 2. Municipalities may assess a penalty not to exceed One
2 Hundred Dollars (\$100.00) per owner for failure to report such
3 required information.

4 ~~D. Nothing in this section shall prohibit a municipality from~~
5 ~~enacting and enforcing~~ Municipalities may establish rules and
6 regulations to require real property owners to comply with the
7 provisions of this section and established occupancy standards as
8 set forth by ordinance and state law.

9 E. Nothing in this section shall prohibit a municipality from
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 MG 1/13/2020 11:45:19 AM
22
23
24
25