

1 ENGROSSED SENATE  
2 BILL NO. 90

By: Howard of the Senate

3 and

4 Caldwell (Chad) of the  
5 House

6 An Act relating to public notices; amending 25 O.S.  
7 2011, Section 108, which relates to proof of  
8 publication by a newspaper; providing that certain  
9 affidavits shall constitute incontestable proof of  
10 publication; updating archaic language; and providing  
11 an effective date.

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

13 SECTION 1. AMENDATORY 25 O.S. 2011, Section 108, is  
14 amended to read as follows:

15 Section 108. A. Any publisher or any authorized employee of  
16 any newspaper making proof of publication by affidavit of any legal  
17 notice, advertisement, or publication of any kind, required or  
18 provided by any of the laws of ~~the State of Oklahoma~~ this state  
19 shall specifically set forth in ~~said~~ the affidavit that ~~said~~ the  
20 newspaper carrying ~~said~~ the notice, advertisement or publication,  
21 comes within the prescription and requirement of Section ~~±~~ 106 of  
22 this ~~act~~ title.

23 B. An affidavit of publication provided by a publisher or  
24 authorized employee pursuant to subsection A of this section shall  
constitute conclusive proof that the newspaper has published the

1 notice, advertisement or publication and shall be incontestable in  
2 any court in this state.

3 SECTION 2. This act shall become effective November 1, 2021.

4 Passed the Senate the 9th day of March, 2021.

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Presiding Officer of the Senate

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8 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
9 2021.

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Presiding Officer of the House  
of Representatives

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