

An Act

ENROLLED SENATE
BILL NO. 939

By: Taylor, Montgomery,
Bullard, David, Stanley,
Pederson and Murdock of the
Senate

and

Pfeiffer, McBride, West
(Tammy), Hilbert, Caldwell
(Trey), Phillips and
Roberts (Dustin) of the
House

An Act relating to nuisances; amending 50 O.S. 2011, Section 16, which relates to the power to define and summarily abate nuisances; prohibiting nuisance claims against critical infrastructure sectors under certain circumstances; defining term; updating statutory language; and providing an effective date.

SUBJECT: Nuisances

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

SECTION 1. AMENDATORY 50 O.S. 2011, Section 16, is amended to read as follows:

Section 16. A. Cities and towns in this state shall have the right and power to determine what is and what shall constitute a nuisance within their respective corporate limits, and for the protection of the public health, the public parks and the public water supply, shall have such power outside of the corporate limits; and wherever it is practical so to do, ~~said~~ the cities and towns shall have the power summarily to abate any such nuisance after notice to the owner, and an opportunity for him to be heard, if this can be given. Any action conducted by critical infrastructure

sectors shall not constitute a nuisance when the applicable industry acts in compliance with or acts consistently with government rules, guidelines, laws and municipal ordinances or laws applicable to their sector.

B. For purposes of this section, "critical infrastructure sectors" means any of the critical infrastructure sectors identified by the Cybersecurity and Infrastructure Security Agency (CISA) whose assets, systems and networks, whether physical or virtual, are considered so vital to the United States and the state that the sectors' incapacitation or destruction would have a debilitating effect on security, economic security, public health or safety or any combination thereof.

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

Passed the Senate the 29th day of April, 2021.

Presiding Officer of the Senate

Passed the House of Representatives the 21st day of April, 2021.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____