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February 19, 2021

SENATE BILL NO. 90

By: Howard of the Senate

and

Caldwell (Chad) of the
House

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

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

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

Section 108. A. Any publisher or any authorized employee of any newspaper making proof of publication by affidavit of any legal notice, advertisement, or publication of any kind, required or provided by any of the laws of ~~the State of Oklahoma~~ this state shall specifically set forth in ~~said~~ the affidavit that ~~said~~ the newspaper carrying ~~said~~ the notice, advertisement or publication, comes within the prescription and requirement of Section ~~4~~ 106 of this ~~act~~ title.

1 B. An affidavit of publication provided by a publisher or
2 authorized employee pursuant to subsection A of this section shall
3 constitute conclusive proof that the newspaper has published the
4 notice, advertisement or publication and shall be incontestable in
5 any court in this state.

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

7 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
8 February 19, 2021 - DO PASS
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