

1 ENGROSSED SENATE
2 BILL NO. 1997

By: Murdock, Bullard, and
Hamilton of the Senate

3 and

4 Newton of the House

5
6 An Act relating to the Uniform Conservation Easement
7 Act; amending 60 O.S. 2021, Section 49.3, which
8 relates to creation, conveyance, acceptance, and
9 duration; requiring disclosure of certain easement to
10 potential buyer; updating statutory reference; and
11 providing an effective date.

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

13 SECTION 1. AMENDATORY 60 O.S. 2021, Section 49.3, is
14 amended to read as follows:

15 Section 49.3.

16 CREATION, CONVEYANCE, ACCEPTANCE, AND DURATION

17 A. Except as otherwise provided in ~~this act~~ the Uniform
18 Conservation Easement Act, a conservation easement may be created,
19 conveyed, recorded, assigned, released, modified, terminated, or
20 otherwise altered or affected in the same manner as other
21 easements; provided, however, nothing herein shall authorize any
22 entity or individual to obtain a conservation easement by
23 condemnation.
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1 B. No right or duty in favor of or against a holder arises
2 under a conservation easement before its acceptance by the holder
3 and a recordation of the acceptance.

4 C. Except as provided in subsection B of Section 4 49.4 of this
5 ~~act~~ title, the term of a conservation easement shall be the term
6 stated in the instrument creating it.

7 D. An interest in real property in existence at the time a
8 conservation easement is created is not impaired by it unless the
9 owner of the interest is a party to the conservation easement or
10 consents to it.

11 E. An owner of real property burdened by a conservation
12 easement shall disclose the existence of such easement to any
13 potential buyer of the real property.

14 SECTION 2. This act shall become effective November 1, 2024.

15 Passed the Senate the 5th day of March, 2024.

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Presiding Officer of the Senate

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19 Passed the House of Representatives the ____ day of _____,
20 2024.

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Presiding Officer of the House
of Representatives

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