

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
BILL NO. 2622 By: Harris of the House
3
and
4
Gollihare of the Senate
5
6

7 An Act relating to nuisance; amending 50 O.S. 2021,
8 Section 21, which relates to certain unlawful acts;
9 modifying provisions related to actions resulting in
10 certain felony convictions; making certain unlawful
11 acts a public nuisance; and providing an effective
12 date.

12 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
13 entire bill and insert

14 "An Act relating to nuisances; amending 50 O.S. 2021,
15 Sections 2, 8, 10, and 21, which relate to public
16 nuisances, remedies, and civil action; prohibiting
17 certain acts from being deemed public nuisance;
18 clarifying applicable remedies in certain civil
19 actions; requiring certain determination for
20 liability in certain action; requiring determination
of proximate cause for maintenance of certain action;
specifying certain unlawful acts as public nuisance;
and providing an effective date.

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

22 SECTION 1. AMENDATORY 50 O.S. 2021, Section 2, is
23 amended to read as follows:
24

1 Section 2. A public nuisance is one which affects at the same
2 time an entire community or neighborhood, or any considerable number
3 of persons, although the extent of the annoyance or damage inflicted
4 upon the individuals may be unequal. The manufacturing, marketing,
5 and selling of lawful products shall not be deemed a public
6 nuisance.

7 SECTION 2. AMENDATORY 50 O.S. 2021, Section 8, is
8 amended to read as follows:

9 Section 8. A. The remedies against a public nuisance are:

10 1. Indictment or information,~~or~~;

11 2. A civil action,~~or~~ seeking injunctive or other equitable
12 relief; or

13 3. Abatement~~+~~.

14 B. To be found liable in an action for public nuisance, the
15 defendant in such an action must be determined by the court to have
16 been in control of the conditions giving rise to the nuisance at the
17 time of injury.

18 SECTION 3. AMENDATORY 50 O.S. 2021, Section 10, is
19 amended to read as follows:

20 Section 10. A private person may maintain an action for a
21 public nuisance if ~~it~~ the court determines by clear and convincing
22 evidence that the nuisance is specially injurious the proximate
23 cause of special injury to himself the private person, but not
24 otherwise.

SECTION 4. AMENDATORY 50 O.S. 2021, Section 21, is amended to read as follows:

Section 21. The repeated use of any real property or structure thereon to commit unlawful drug distribution, prostitution, human trafficking, or sex trafficking acts ~~which result in a felony conviction under the Oklahoma Uniform Controlled Dangerous Substances Act may~~ shall constitute a public nuisance.

SECTION 5. This act shall become effective November 1, 2025."

Passed the Senate the 8th day of May, 2025.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____, 2025.

Presiding Officer of the House
of Representatives

1 ENGROSSED HOUSE
2 BILL NO. 2622

By: Harris of the House

and

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7 An Act relating to nuisance; amending 50 O.S. 2021,
8 Section 21, which relates to certain unlawful acts;
9 modifying provisions related to actions resulting in
10 certain felony convictions; making certain unlawful
11 acts a public nuisance; and providing an effective
12 date.

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

14 SECTION 6. AMENDATORY 50 O.S. 2021, Section 21, is
15 amended to read as follows:

16 Section 21. The repeated use of any real property or structure
17 thereon to commit unlawful drug distribution, prostitution, or human
18 and/or sex trafficking acts ~~which result in a felony conviction~~
19 ~~under the Oklahoma Uniform Controlled Dangerous Substances Act may~~
20 shall constitute a public nuisance.

21 SECTION 7. This act shall become effective November 1, 2025.
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1 Passed the House of Representatives the 11th day of March, 2025.

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3 _____
4 Presiding Officer of the House
5 of Representatives

6 Passed the Senate the ____ day of _____, 2025.

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8 _____
9 Presiding Officer of the Senate