

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB4119 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Tammy West _____

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 PROPOSED POLICY
4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 4119

By: West (Tammy)

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8 PROPOSED POLICY COMMITTEE SUBSTITUTE

9 An Act relating to civil procedure; amending 12 O.S.
10 2021, Section 1148.6, which relates defendant
11 asserting title to real property; requiring bond;
12 providing bond limit; updating statutory language;
13 and providing an effective date.

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

15 SECTION 1. AMENDATORY 12 O.S. 2021, Section 1148.6, is
16 amended to read as follows:

17 Section 1148.6. A. 1. In all cases in which the defendant
18 wishes to assert title to the ~~land~~ real property or that the
19 boundaries of the ~~land~~ real property are in dispute, he or she
20 shall, before the time for the trial of the cause, file a verified
21 answer or an affidavit which contains a full and specific statement
22 of the facts constituting his or her defense of title or boundary
23 dispute. If the defendant files such a verified answer or
24 affidavit, the action shall proceed as one in ejectment before the

1 proper division of the district court. If the defendant files an
2 affidavit, he or she shall file answer within ten (10) days after
3 the date the affidavit is filed.

4 2. The court may make an order for the safekeeping of the real
5 property subject to this action by ordering a defendant who asserts
6 title to real property to give a bond, payable to the clerk of the
7 court, not to exceed ten percent (10%) of the current market value
8 of such real property, conditioned upon the compliance with the
9 future order or judgment of the court with respect to the subject
10 matter of the controversy.

11 B. In all cases in which the cause of action is based on an
12 asserted breach of a lease by the defendant, or the termination or
13 expiration of a lease under which the defendant claims an interest
14 in the property in a verified answer or affidavit, the plaintiff may
15 proceed with the forcible entry and detainer action instead of an
16 ejectment action.

17 C. No answer by the defendant shall be required before the time
18 for trial of the cause.

19 SECTION 2. This act shall become effective November 1, 2026.
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21 60-2-16386 JL 02/16/26
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