

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 2622

By: Harris of the House

and

Gollihare of the Senate

COMMITTEE SUBSTITUTE

An Act relating to nuisances; amending 50 O.S. 2021, Sections 2, 8, 10, and 21, which relate to public nuisances, remedies, and civil action; prohibiting certain acts from being deemed public nuisance; clarifying applicable remedies in certain civil actions; requiring certain determination for 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.

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

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

Section 2. A public nuisance is one which affects at the same time an entire community or neighborhood, or any considerable number of persons, although the extent of the annoyance or damage inflicted upon the individuals may be unequal. The manufacturing, marketing,

1 and selling of lawful products shall not be deemed a public
2 nuisance.

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

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

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

7 2. A civil action,~~or~~ seeking injunctive or other equitable
8 relief; or

9 3. Abatement~~;~~.

10 B. To be found liable in an action for public nuisance, the
11 defendant in such an action must be determined by the court to have
12 been in control of the conditions giving rise to the nuisance at the
13 time of injury.

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

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

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

23 Section 21. The repeated use of any real property or structure
24 thereon to commit unlawful drug distribution, prostitution, human

1 trafficking, or sex trafficking acts ~~which result in a felony~~
2 ~~conviction under the Oklahoma Uniform Controlled Dangerous~~
3 ~~Substances Act may~~ shall constitute a public nuisance.

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

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