

1 **SENATE FLOOR VERSION**

2 March 3, 2026

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1195

By: Sacchieri of the Senate

and

Roberts of the House

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9 An Act relating to nuisances; creating the Racing
10 Facility and Racetrack Qualified Defense Act;
11 providing short title; defining term; requiring that
12 substantial compliance with applicable laws and
13 regulations be deemed certain prima facie evidence;
14 providing for exceptions to qualified defense;
15 prohibiting action for nuisance against racing
16 facility unless certain conditions are met; providing
17 for noncodification; providing for codification; and
18 providing an effective date.

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

20 SECTION 1. NEW LAW A new section of law not to be
21 codified in the Oklahoma Statutes reads as follows:

22 This act shall be known and may be cited as the "Racing Facility
23 and Racetrack Qualified Defense Act".

24 SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 1.2 of Title 50, unless there is
created a duplication in numbering, reads as follows:

1 A. As used in this section, "racing facility" means a
2 designated area where competitive vehicle and motorsport races are
3 conducted including, but not limited to, the track or tracks,
4 spectator areas, garages, and any associated grounds, buildings, or
5 appurtenances used to operate the races.

6 B. Operation of a racing facility in substantial compliance
7 with federal, state, and local laws and regulations applicable to
8 activities occurring at the facility shall be deemed prima facie
9 evidence that a nuisance does not exist. Provided, however, such
10 defense shall not apply if the racing facility fails to operate in
11 substantial compliance with such applicable laws and regulations or
12 there has been a substantial change in the noise level of the
13 facility since the granting of its permit for construction and
14 operation.

15 C. No person shall bring a nuisance claim against a racing
16 facility unless such person is the legal owner or possessor of real
17 property within a three-mile radius of the racing facility, the
18 legal owner or possessor had established his or her right in the
19 real property prior to the first date of operation of the racing
20 facility, and the legal owner or possessor can show physical harm
21 from the operation of the facility. The provisions of this section
22 shall not affect or defeat the right of any person or business
23 entity to recover damages for any injuries or damages sustained for
24 any other tort.

1 SECTION 3. This act shall become effective November 1, 2026.

2 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
3 March 3, 2026 - DO PASS AS AMENDED BY CS
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