

**SENATE CHAMBER**  
**STATE OF OKLAHOMA**

DISPOSITION

FLOOR AMENDMENT

No. \_\_\_\_\_

\_\_\_\_\_

COMMITTEE AMENDMENT

\_\_\_\_\_

(Date)

I move to amend SB 2104, on Page 17, Line 11 ½, by inserting a new SECTION 8 to read as attached, by renumbering subsequent sections, and by amending the title to conform.

Submitted by:

\_\_\_\_\_  
Senator Howard

Howard-TEK-CA1-SB2104  
2/10/2026 12:36 PM

- 1           “SECTION 8. AMENDATORY Section 71, Chapter 254, O.S.L. 2025 (60 O.S. Supp.  
2 2025, Section 1609.7), is amended to read as follows:  
3           Section 1609.7. A. Instead of furnishing a copy of the trust instrument to a person other than  
4 a beneficiary, and in lieu of or in addition to a memorandum of trust under subsection A of Section  
5 ~~175.6~~ 175.6a of Title 60 of the Oklahoma Statutes, the trustee may furnish to the person a  
6 certification of trust containing the following information:  
7           1. That the trust exists and the date the trust instrument was executed;  
8           2. The identity of the settlor;  
9           3. The identity and address of the currently acting trustee;  
10          4. The powers of the trustee;  
11          5. The revocability or irrevocability of the trust and the identity of any person holding a power  
12 to revoke the trust;  
13          6. The authority of co-trustees to sign or otherwise authenticate and whether all or less than all  
14 are required in order to exercise powers of the trustee;  
15          7. The trust's taxpayer identification number; and  
16          8. The manner of taking title to trust property.  
17          B. A certification of trust under this section may be signed or otherwise authenticated by any  
18 trustee.  
19          C. A certification of trust under this section must state that the trust has not been revoked,  
20 modified, or amended in any manner that would cause the representations contained in the  
21 certification of trust to be incorrect.  
22          D. A certification of trust under this section need not contain the dispositive terms of a trust.

(Floor Amendments Only) Date and Time Filed: \_\_\_\_\_

Untimely

Amendment Cycle Extended

Secondary Amendment

1 E. A recipient of a certification of trust under this section may require the trustee to furnish  
2 copies of those excerpts from the original trust instrument and later amendments which designate the  
3 trustee and confer upon the trustee the power to act in the pending transaction.

4 F. A person who acts in reliance upon a certification of trust under this section without  
5 knowledge that the representations contained therein are incorrect is not liable to any person for so  
6 acting and may assume without inquiry the existence of the facts contained in the certification.  
7 Knowledge of the terms of the trust may not be inferred solely from the fact that a copy of all or part  
8 of the trust instrument is held by the person relying upon the certification.

9 G. A person who in good faith enters into a transaction in reliance upon a certification of trust  
10 under this section may enforce the transaction against the trust property as if the representations  
11 contained in the certification were correct.

12 H. A person making a demand for the trust instrument in addition to a certification of trust  
13 under this section, or excerpts of the trust instrument, is liable for damages if the court determines  
14 that the person did not act in good faith in demanding the trust instrument.

15 I. This section does not limit the right of a person to obtain a copy of the trust instrument in a  
16 judicial proceeding concerning the trust.”

(Floor Amendments Only) Date and Time Filed: \_\_\_\_\_

Untimely

Amendment Cycle Extended

Secondary Amendment