

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

SENATE BILL 241

By: Kirt

AS INTRODUCED

An Act relating to registration of real property; amending 11 O.S. 2021, Section 22-110.1, which relates to registration of real property; removing prohibition of municipal registration of real property; updating statutory language; and providing an effective date.

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

SECTION 1. AMENDATORY 11 O.S. 2021, Section 22-110.1, is amended to read as follows:

Section 22-110.1. A. ~~For purposes of promoting commerce and the equitable treatment of the citizens of this state, the registration of any real property by any municipality is declared to be a statewide concern and shall be prohibited pursuant to subsection B of this section.~~

B. ~~No municipality shall enact or attempt to enforce through fees, civil fines or criminal penalties any ordinance, rule or regulation to require the registration of real property. Any ordinance, rule or regulation contrary to the provisions of this section, whether enacted prior to or after August 22, 2014, is~~

1 ~~declared null and void and unenforceable against every owner,~~  
2 ~~purchaser, assignee, lessee, mortgagee or beneficiary of any~~  
3 ~~interest in the real property.~~

4 ~~C.~~ Nothing in this section shall prohibit a municipality from  
5 creating a list of the property owners or the designees of property  
6 owners of residential, commercial or leased real property to ensure  
7 the public safety and welfare of its citizens.

8 Additionally, for the purpose of addressing public nuisances,  
9 dilapidated properties or other unlawful conduct in accordance with  
10 their general police powers, municipal governments may require:

11 1. Contact information of persons or entities responsible for  
12 emergency contracts and property maintenance for property outlined  
13 in this subsection; or

14 2. The name of a person or entity authorized to receive notice  
15 and service of process for property outlined in this subsection,  
16 along with their contact information.

17 Municipal governments shall not collect a fee to administer the  
18 collection of information authorized in this section.

19 ~~D.~~ B. Nothing in this section shall prohibit a municipality  
20 from enacting and enforcing rules and regulations to require real  
21 property owners to comply with the provisions of this section and  
22 established occupancy standards as set forth by ordinance and state  
23 law.

1        ~~E.~~ C. Nothing in this section shall prohibit a municipality  
2 from requiring the owner of property that is the subject of any  
3 abatement process provided in this title to provide the name,  
4 physical address and telephone number of an individual to receive  
5 and respond to communications concerning the property subject to the  
6 abatement process. No future action taken by the municipality shall  
7 be rendered ineffective due to the failure of the property owner to  
8 provide the information pursuant to this subsection. The  
9 municipality shall not assess any additional charge when requiring  
10 the information.

11        ~~F.~~ D. Information obtained by the municipal government under  
12 this section shall be confidential and not subject to disclosure  
13 under the Oklahoma Open Records Act.

14        SECTION 2. This act shall become effective November 1, 2023.

16        59-1-1417            KR            1/10/2023 10:17:41 AM