

1 ENGROSSED SENATE
2 BILL NO. 1682

By: Leewright of the Senate

3 and

4 McEntire of the House

5
6 An Act relating to licensed lenders; proscribing
7 certain activities by certain entities; prohibiting
8 certain actions for certain lenders; providing right
9 to action in district court for certain violations;
10 defining term; providing for codification; and
11 providing an effective date.

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

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 3-102a of Title 14A, unless
15 there is created a duplication in numbering, reads as follows:

16 A. No municipality or other political subdivision of this state
17 shall adopt or enforce any order, ordinance or regulation relating
18 to any business or occupation licensed, regulated and controlled
19 under the supervision of the Department of Consumer Credit as
20 outlined in Section 3-102 et seq. of Title 14A of the Oklahoma
21 Statutes that has the effect of any of the following:

22 1. The regulation of interest rates or fees charged by such
23 business; or
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1 2. Through zoning or other measures, unduly restricts the
2 location or placement of any business outlined in subsection A of
3 this section.

4 B. No municipality or other political subdivision of this state
5 shall prevent any lender authorized and licensed to make loans under
6 Section 3-102 et seq. of Title 14A of the Oklahoma Statutes from
7 engaging in lending practices authorized by Section 3-102 et seq. of
8 Title 14A of the Oklahoma Statutes.

9 C. When a person's rights pursuant to the protections of the
10 provisions of this section have been violated, the person shall have
11 the right to bring an action in district court for injunctive
12 relief.

13 D. For purposes of this section, "unduly restricts" means an
14 act which entirely prevents those businesses outlined in subsection
15 A of this section from operating within municipal boundaries as a
16 matter of law.

17 SECTION 2. This act shall become effective November 1, 2020.
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1 Passed the Senate the 9th day of March, 2020.

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4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2020.

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8 _____
9 Presiding Officer of the House
10 of Representatives