

1 **SENATE FLOOR VERSION**

2 February 13, 2020

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 1682

6 By: Leewright

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

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

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

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

23 1. The regulation of interest rates or fees charged by such  
24 business; or

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.

18 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM  
19 February 13, 2020 - DO PASS AS AMENDED  
20  
21  
22  
23  
24