

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL NO. 1497

6 By: McCall, Hilbert, Roberts
7 (Dustin), Wallace, Bashore,
8 West (Kevin) and Boles of
9 the House

10 and

11 Bullard of the Senate

12 COMMITTEE SUBSTITUTE

13 An Act relating to property; amending 60 O.S. 2011,
14 Sections 121 and 122, which relate to alien ownership
15 of land; prohibiting certain ownership of land
16 through business entity or trust; requiring certain
17 companies to inform Attorney General or district
18 attorney of potential sale; requiring pause of
19 certain transactions pending investigation; allowing
20 resumption of certain transactions upon approval;
21 requiring termination of certain transactions;
22 modifying exception to certain ownership
23 requirements; making language gender-neutral;
24 updating statutory reference; and providing an
effective date.

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

SECTION 1. AMENDATORY 60 O.S. 2011, Section 121, is
amended to read as follows:

Section 121. No alien or any person who is not a citizen of the
United States shall acquire title to or own land in ~~the State of~~

1 ~~Oklahoma~~ this state either directly or indirectly through a business
2 entity or trust, except as hereinafter provided, but he or she shall
3 have and enjoy in ~~the State of Oklahoma~~ this state such rights as to
4 personal property as are, or shall be accorded a citizen of the
5 United States under the laws of the nation to which such alien
6 belongs, or by the treaties of such nation with the United States,
7 except as the same may be affected by the provisions of ~~this act~~
8 Section 121 et seq. of this title or the Constitution of this state.
9 Any abstract company, closing company or title company with reason
10 to believe that a client is attempting to purchase land in this
11 state in violation of the provisions of this article shall inform
12 the Attorney General or the district attorney of the county where
13 the land is located and shall pause the transaction for the duration
14 of the investigation of the Attorney General or district attorney.
15 Upon completion of an investigation, a transaction for sale of the
16 property may be resumed upon approval of the Attorney General or
17 district attorney. If the Attorney General or district attorney
18 determines that the sale of the property would violate the
19 provisions of this article, the transaction shall be terminated.

20 SECTION 2. AMENDATORY 60 O.S. 2011, Section 122, is
21 amended to read as follows:

22 Section 122. This article shall not apply to lands now owned in
23 this state by aliens so long as they are held by the present owners,
24 nor to any alien who is or shall take up bona fide residence in this

1 state: ~~and~~; provided, that any alien who is or shall become a bona
2 fide resident of the State of Oklahoma, or any lawfully recognized
3 business entity, the majority of the voting stock or equivalent
4 controlling equity interest of which is owned by one or more
5 resident aliens, shall have the right to acquire and hold lands in
6 this state upon the same terms as citizens of the State of Oklahoma
7 during the continuance of such bona fide residence of such alien in
8 this state: Provided, that if any such resident alien shall cease
9 to be a bona fide inhabitant of this state, such alien shall have
10 five (5) years from the time he or she ceased to be such bona fide
11 resident in which to alienate such lands.

12 SECTION 3. This act shall become effective November 1, 2021.

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