

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. _____

COMMITTEE AMENDMENT

(Date)

Mr./Madame President:

I move to amend House Bill No. 1497, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Bullard

Bullard-TEK-FS-Req#2080
4/13/2021 4:37 PM

(Floor Amendments Only) Date and Time Filed: _____

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

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

3 FLOOR 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 and Hamilton of the
12 Senate

13 FLOOR SUBSTITUTE

14 An Act relating to property; amending 60 O.S. 2011,
15 Sections 121 and 122, which relate to alien ownership
16 of land; prohibiting certain ownership of land
17 through business entity or trust; requiring real
18 estate agent or broker to obtain certain affidavit;
19 directing Oklahoma Real Estate Commission to
20 promulgate certain affidavit form; modifying
21 exception to certain ownership requirements; making
22 language gender-neutral; updating statutory
23 reference; and providing an effective date.

24 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~~
~~Oklahoma~~ this state either directly or indirectly through a business

1 entity or trust, except as hereinafter provided, but he or she shall
2 have and enjoy in ~~the State of Oklahoma~~ this state such rights as to
3 personal property as are, or shall be accorded a citizen of the
4 United States under the laws of the nation to which such alien
5 belongs, or by the treaties of such nation with the United States,
6 except as the same may be affected by the provisions of ~~this act~~
7 Section 121 et seq. of this title or the Constitution of this state.
8 Prior to closing of a sale of or transfer of title to land, a real
9 estate agent or broker shall obtain from any person whose name will
10 appear on the legal title to the land or any person authorized to
11 enter into a contract for the land on behalf of a lawfully
12 recognized business entity an affidavit attesting under penalty of
13 perjury that the person or business entity is obtaining the land in
14 compliance with the requirements of this article and that no funding
15 source is being used in the sale or transfer in violation of this
16 section or any other state or federal law. Pursuant to authority
17 granted in Section 858-208 of Title 59 of the Oklahoma Statutes, the
18 Oklahoma Real Estate Commission shall promulgate an affidavit form
19 to comply with the requirements of this section.

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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14 58-1-2080 TEK 4/13/2021 4:37:34 PM
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