

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 HOUSE BILL 3166

By: Kerbs

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6 AS INTRODUCED

7 An Act relating to cities and towns; providing  
8 definitions; permitting governing body or authorized  
9 official to make written request of the Attorney  
10 General for representation in certain cases;  
11 directing the Office of the Attorney General to  
12 provide representation; establishing the scope of  
13 representation; directing the Office of the Attorney  
14 General to act in best interest of municipality;  
15 directing the Office of the Attorney General to  
16 submit annual report; providing for codification;  
17 providing an effective date; and declaring an  
18 emergency.

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

SECTION 1. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 14-115 of Title 10, unless there  
is created a duplication in numbering, reads as follows:

A. As used in this act:

1. "Homeless encampment" means any temporary outdoor dwelling  
or shelter used by individuals experiencing homelessness; and
2. "Municipality" means any incorporated city or town.

1 B. If any litigation results from a municipality's attempts to  
2 enforce ordinances relating to homeless encampments, that  
3 municipality, upon a majority vote of its governing body or other  
4 authorized officials, may make a written request delivered to the  
5 Office of the Attorney General for representation of the  
6 municipality's interests.

7 C. Upon receipt of the written request, the Attorney General or  
8 a designee of the Attorney General's choosing shall provide  
9 reasonable representation for the municipality in legal proceedings  
10 related to the enforcement of reasonable city ordinances governing  
11 homeless encampments.

12 D. The representation may include providing legal counsel,  
13 appearing in court, filing legal documents, and participating in  
14 settlement negotiations.

15 E. The Office of the Attorney General shall act in the  
16 municipality's best interests.

17 F. The Office of the Attorney General shall submit an annual  
18 report to the Oklahoma Legislature summarizing the number of  
19 requests for representation received, the nature of cases, and the  
20 outcomes of the legal proceedings.

21 SECTION 2. This act shall become effective July 1, 2024.

22 SECTION 3. It being immediately necessary for the preservation  
23 of the public peace, health or safety, an emergency is hereby  
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1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

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