An Act

ENROLLED SENATE
BILL NO. 212

By: Bullard, Burns, Stephens, Jett, Hamilton, Woods, and Bergstrom of the Senate

and

Humphrey, Boles, and Wolfley of the House

An Act relating to property; amending 60 O.S. 2021, Section 121, which relates to alien ownership of land; prohibiting certain ownership of land through business entity or trust; providing exception for certain business entities; requiring inclusion of certain affidavit with recording of deed; directing Attorney General to promulgate certain affidavit forms; and providing an effective date.

SUBJECT: Alien ownership of land

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

SECTION 1. AMENDATORY 60 O.S. 2021, Section 121, is amended to read as follows:

Section 121. A. 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 entity or trust, except as hereinafter provided, but he or she shall have and enjoy in ~~the State of Oklahoma~~ this state such rights as to personal property as are, or shall be accorded a citizen of the United States under the laws of the nation to which such alien

belongs, or by the treaties of such nation with the United States, except as the same may be affected by the provisions of ~~this act~~ Section 121 et seq. of this title or the Constitution of this state. Provided, however, the requirements of this subsection shall not apply to a business entity that is engaged in regulated interstate commerce in accordance with federal law.

B. On or after the effective date of this act, any deed recorded with a county clerk shall include as an exhibit to the deed an affidavit executed by the person or entity coming into title attesting that the person, business entity, or trust is obtaining the land in compliance with the requirements of this section and that no funding source is being used in the sale or transfer in violation of this section or any other state or federal law. A county clerk shall not accept and record any deed without an affidavit as required by this section. The Attorney General shall promulgate a separate affidavit form for individuals and for business entities or trusts to comply with the requirements of this section, with the exception of those deeds which the Attorney General deems necessary when promulgating the affidavit form.

SECTION 2. This act shall become effective November 1, 2023.

Passed the Senate the 19th day of May, 2023.

Presiding Officer of the Senate

Passed the House of Representatives the 26th day of April, 2023.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 22nd

day of May, 20 23, at 2:53 o'clock p. M.

By: Summer Curry

Approved by the Governor of the State of Oklahoma this 6th

day of June, 20 23, at 3:58 o'clock p. M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 6th

day of June, 20 23, at 5:16 o'clock P. M.

By: Brian Bingman