

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 212

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

4 and

5 Humphrey of the House

6
7
8 [property - alien ownership of land - business
9 entities - recording of deed - effective date]

10
11 AUTHOR: Add the following House Coauthor: Boles

12 Add the following Senate Coauthor: Woods

13 AMENDMENT NO. 1. Strike the title, enacting clause, and entire bill
14 and insert:

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

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

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

1 Section 121. A. No alien or any person who is not a citizen of
2 the United States shall acquire title to or own land in ~~the State of~~
3 ~~Oklahoma~~ this state either directly or indirectly through a business
4 entity or trust, except as hereinafter provided, but he or she shall
5 have and enjoy in ~~the State of Oklahoma~~ this state such rights as to
6 personal property as are, or shall be accorded a citizen of the
7 United States under the laws of the nation to which such alien
8 belongs, or by the treaties of such nation with the United States,
9 except as the same may be affected by the provisions of ~~this act~~
10 Section 121 et seq. of this title or the Constitution of this state.
11 Provided, however, the requirements of this subsection shall not
12 apply to a business entity that is engaged in regulated interstate
13 commerce in accordance with federal law.

14 B. On or after the effective date of this act, any deed
15 recorded with a county clerk shall include as an exhibit to the deed
16 an affidavit executed by the person or entity coming into title
17 attesting that the person, business entity, or trust is obtaining
18 the land in compliance with the requirements of this section and
19 that no funding source is being used in the sale or transfer in
20 violation of this section or any other state or federal law. A
21 county clerk shall not accept and record any deed without an
22 affidavit as required by this section. The Attorney General shall
23 promulgate a separate affidavit form for individuals and for
24 business entities or trusts to comply with the requirements of this

1 section, with the exception of those deeds which the Attorney
2 General deems necessary when promulgating the affidavit form.

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

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

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8 Presiding Officer of the House of
Representatives

9 Passed the Senate the ____ day of _____, 2023.

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1 ENGROSSED SENATE
2 BILL NO. 212

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

3
4 and

Humphrey of the House

5
6
7 [property - alien ownership of land - business
8 entities - recording of deed - effective date]
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10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 3. AMENDATORY 60 O.S. 2021, Section 121, is
12 amended to read as follows:

13 Section 121. A. No alien or any person who is not a citizen of
14 the United States shall acquire title to or own land in ~~the State of~~
15 ~~Oklahoma~~ this state either directly or indirectly through a business
16 entity or trust, except as hereinafter provided, but he or she shall
17 have and enjoy in ~~the State of Oklahoma~~ this state such rights as to
18 personal property as are, or shall be accorded a citizen of the
19 United States under the laws of the nation to which such alien
20 belongs, or by the treaties of such nation with the United States,
21 except as the same may be affected by the provisions of ~~this act~~
22 Section 121 et seq. of this title or the Constitution of this state.
23 Provided, however, the requirements of this subsection shall not
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1 apply to a business entity that is engaged in regulated interstate
2 commerce in accordance with federal law.

3 B. On or after the effective date of this act, any deed
4 recorded with a county clerk shall include as an exhibit to the deed
5 an affidavit executed by the person or entity coming into title
6 attesting that the person, business entity, or trust is obtaining
7 the land in compliance with the requirements of this section and
8 that no funding source is being used in the sale or transfer in
9 violation of this section or any other state or federal law. The
10 Attorney General shall promulgate a separate affidavit form for
11 individuals and for business entities or trusts to comply with the
12 requirements of this section.

13 SECTION 4. This act shall become effective November 1, 2023.

14 Passed the Senate the 8th day of March, 2023.

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17 Presiding Officer of the Senate

18 Passed the House of Representatives the ____ day of _____,
19 2023.

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22 Presiding Officer of the House
23 of Representatives
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