

2019 Legislative Report
Final Version
1st Session of the 57th Legislature
Report Update Dated: June 8, 2019

For the use of:
The Title Examination Standards Committee
The Real Property Section of the Oklahoma Bar Association
Oklahoma City Real Property Lawyers Association

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Effective November 1, 2019 unless an Emergency date or other date is given

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This is the First Session of Oklahoma’s two-year Legislative Term, so all bills that died this year will automatically be refiled in the Second Session next year.

Legislative Deadlines

Sine Die

May 31, 2019*

*The Legislature ended the session early on May 23, 2019

Introduction to Final Version

Where I feel like I can offer a useful or informative interpretation of a new law, I will do so. Some of these laws are outside of the scope of my own practice and they weren’t discussed at any of the legislative events or presentations I attended. In those cases, I’ve tried to provide enough information that a practitioner can see what part of the law is changing, and from there, can investigate further if it seems relevant.

Structuring this report is always a challenge because “Real Property” covers such a variety of potential topics. I’ve tried to use bold and clear headings in the hopes that practitioners can quickly skim the headings to find the laws/bills that are most relevant to them.

I compile this report because of my own interest and on my own time. It's not sponsored, funded, or endorsed by the Oklahoma Bar Association.

Disclaimer/What's Not Covered

- Wind Energy/Solar Energy
- Environmental Issues concerning Water
- Computation, application, and exemption from various taxes affecting real estate interests such as the GPT and Ad Valorem taxes.

Section I: Bills – Signed by the Governor

Effective November 1, 2019 unless an Emergency date or other date is given

Attorney's Fees

HB 1092 by Rep. Osburn; Signed 4/15/2019; effective November 1, 2019

Amends 12 O.S. § 1751(C) to remove the cap on Attorney's Fees awards in contested small claims cases.

Deaths Certificates

HB 1175 by Rep. Perryman; signed 4/22/2019; effective November 1, 2019

Correcting Scrivener's Errors in Death Certificates. Amends 63 O.S. § 1-321 to add new subparagraph (g), given here in full:

(g) If within sixty (60) days of the initial issuance of a certificate of death, a funeral director, or a person acting as such, requests a correction to any portion of the death record except the information relating to the medical certification portion, due to a scrivener's error, misspelling or other correction of information, the Commissioner of Health, through the State Registrar of Vital Statistics, shall amend the record, provided said request is made in writing or through an electronic system and is accompanied by documentation disclosing the correct information or by a sworn statement of the funeral director. The funeral director, or person acting as such, shall be responsible for any and all amendment fees that may be imposed by the Commissioner of Health for said correction. Up to ten certified copies containing the erroneous original information may be exchanged for certified copies containing the corrected information at no additional cost.

SB 275 by Sen. Daniels and Rep. Kannady; signed 5/2/2019; effective 11/1/2019

Creates a new law at 63 O.S. § 1-315.1 establishing a procedure for obtaining a judicial determination of death after 25 years when it is determined that there is no death certificate on file with the State Department of Health. Please see statute for exact requirements and procedure for new court action.

Title to Real Property and Lack of Spousal Joinder

HB 1222 by Rep. Perryman; signed 4/22/2019; effective November 1, 2019

Amends 16 O.S. § 13 to add a title curative provision for events when *a married grantor conveys nonhomestead property without spousal joinder*. Title can be cured by either a recorded affidavit by the non joining spouse stating that the property was not homestead, or a subsequent conveyance executed by the non joining spouse.

B. In the event a recorded conveyance of nonhomestead property has been executed by a married grantor without being joined by his or her spouse, said conveyance shall still be considered a valid conveyance of marketable title if one of the following instruments is placed of record:

1. An affidavit executed by the nonjoining spouse stating that the property conveyed was nonhomestead property; or
2. A conveyance executed by the nonjoining spouse, with or without others, relinquishing any claim to an interest in the property to the same grantee, or to a successor or successors in interest, with a recitation that the property was nonhomestead property.

Surplus Lands from State DOT Takings

HB 1330 by Rep. Johns; signed April 25, 2019; effective November 1, 2019

Amends 69 O.S. § 1001 D.2. Under certain circumstances, when the Department of Transportation takes land and ends up not using it all, the adjoining landowner has right of first refusal to purchase the surplus property. One requirement is that the land be less than one acre. This bill increased that to less than 3 acres

Abstractors' Board

HB 1434 by Rep. Gann; signed 4/15/2019;

Extends the sunset date of the Oklahoma Abstractors' Board by 1 year. This was originally supposed to for 6 years. Will see what happens when they go to renew the board next year.

Wind Turbine Setbacks and Setback Disputes

HB 2118 by Reps. McBride, Miller, Moore, Caldwell (Chad), Davis, Luttrell, and Sens.Stanislawski and Bergstrom; signed 5/7/2019; effective IMMEDIATELY (passed with Emergency language)

Makes extensive changes to 17 O.S. § 160.20. Too many changes to copy here and outside of my scope to confidently explain. Please review the bill if this interests you.

Unclaimed Property Fund

HB 2121 by Rep. Ortega and Sen. Howard; signed 4/25/2019; effective 11/1/2019

Amends 60 O.S. § 667 to add notice by publication when auctioning unclaimed safety deposit boxes, and amends § 668 to authorize the State Treasurer to use the unclaimed property fund to pay attorneys fees in related actions.

Petroleum Storage Tank Consolidation Act

HB 2151 by Rep. Pfeiffer and Sen. Rader; signed 4/18/2019; effective 11/1/2019

40 pages of what appear to be one or two word changes, or changes to cross references in various Title 17 statutes on underground petroleum storage tanks.

County Clerk Language Change

SB 3 by Sen. Rosino and Rep. Kannady; signed 4/15/2019; effective 11/1/2019

Amends 19 O.S. § 245 B no change the word "page" to "image" when discussing the cost per "image" of copies in the office of the County Clerk.

County Clerk Fee Increase

SB442 by Sen. Haste and Reps. Humphrey and Roberts (Dustin); signed 4/16/2019; effective 11/1/2019

Amends 28 O.S. § 32(C) to increase the preservation fee for each document filed with the County Clerk from \$5 to now \$10.00.

Real Estate Commission: Prizes and Gifts

SB 104 by Sen. Rosino and Rep. Davis; signed 4/16/2019; effective 11/1/2019

Amends 59 O.S. § 858-312 (Actions subject to sanction by the Real Estate Commission) by changing the language related to prizes and gifts as follows:

Old 12. Soliciting, selling, or offering for sale real estate by offering "free lots", conducting lotteries or contests, or offering prizes for the purpose of influencing a purchaser or prospective purchaser of real estate

New 12. Using prizes, money, gifts or other valuable consideration as an inducement to secure customers or clients to purchase specific property; however, licensees may use prizes, money, gifts or other valuable consideration for marketing purposes provided they are not contingent or limited to individuals making an offer or purchasing a specific property;

Fire Prevention District Change

SB 164 by Sen. Pederson, and Reps Mize, Miller, and Martinez; signed 4/29/2019; effective 11/1/2019

Amends 19 O.S. §901.22 concerning adding additional lands to a Fire Prevention District, and amends 19 O.S. §901.5 concerning the make up of the Board of Directors of Fire Prevention Districts

Sheriff's Sales and Real Estate Appraisals/Appraisers

Real Estate and Sheriff's Sale Appraisals

SB 346 by Sen. Bice and Rep. McCall; signed 4/23/2019; effective 11/1/2019

Amends 12 O.S. § 759 to allow for sheriff sale's appraisal to be done by a legal entity based on "at least three independent, credible sources, each of which has estimated the real value of the subject property independently." The entity will also provide a written affidavit of impartiality (does not say who signs this or what's in it).

SB 737 by Sen Leewright and Rep. Newton; signed 4/29/2019; effective 11/1/2019

Amends 18 O.S. § 803(A)(6) to add the following to the list of Professional Services covered by the Professional Entity Act:

"aa. A certified real estate appraiser licensed pursuant to Sections 858-700 through 858-732 of Title 59 of the Oklahoma Statutes or listed on the National Registry of Appraisers by the Appraisal Subcommittee in compliance with Title XI of the Financial Institutions Reform, Recovery, and Enforcement Act (FIRREA) of 1989, and any subsequent laws regulating the practice of real estate appraisal"

Military Members and Spouses - Transferable State Licenses

SB 670 by Sen Pugh and Rep. McCall; signed 4/30/2019; effective 11/1/2019

Creates new law in 59 O.S. § 4100.8 that allows for administrative bodies with authority over professional licenses to authorize transfer or reciprocity of the license in another state of a military member or the military member's spouse, moving to Oklahoma pursuant to a military transfer order or honorable discharge to this state. This would be in lieu of whatever current procedures are used for accepting or honoring professional licenses or accreditation in other states. Doesn't list out what professions or licenses it's intended to apply to.

Corporation Commission - Telecommunications

SB 881 by Sen Paxton and Rep. Boles; signed 4/23/2019; effective 11/1/2019

Amends 17 O.S. § 131 to change the notice requirements for a Telecommunications Certificate of Convenience and Necessity with the Corporation Commission.

Remote Online Notaries

SB 915 by Sen. Rosino and Rep. Kannady, signed 5/9/2019; effective **1/1/2020**

This bill does two things:

1. Creates a new law at 16 O.S. § 67 that allows for any notary to use the new notary certificate provided by the law, to certify that a printed document is an exact copy of an original document that only exists electronically. This will allow for the recording of documents that are “natively electronic”.
2. Creates a new law at 49 O.S. § 201 et. Seq. called the “Remote Online Notary Act”. This will require notaries to receive an additional certification. The statute provides some information about procedures and record storage, but the law empowers the OK Secretary of State to promulgate rules and regulations covering many of the specifics about how this will work. Those rules have not been published at the time of this report, but the author has heard from a number of people that the Secretary’s office is being proactive about this. Remote Notarization under this statute involves a licensed notary physically located in Oklahoma, who uses some type of video chat (a standard to be set by Sec of State) to watch a person located remotely (in the state or outside) execute a document and then notarizes the signature.

Oklahoma’s law was based on the model legislation created jointly by the American Land Title Association and a National Banking group.

Water Law language change

SB 998 by Sen. Murdock and Rep. Patzkowsky; signed 5/29/2019; effective 11/1/2019

Amends 82 O.S. § 1020.15 to remove the word “fresh” where it appears before “groundwater”. So instead of covering “fresh groundwater”, the statute now covers “groundwater.”

Adds new law at 82 O.S. § 1021.1 stating that the taking and use of “marginal water” in accordance with the OWRB rules on Groundwater.

Section II: Bills – Dead

Bills that were listed as “Still Active” on the most recent report but are now dead

HB 2216 An alternate version of SB 275 (judicial determination of death when a death certificate is missing) which died in conference committee.

- HB 2289 Removes the requirements to have liens on “Section 91 Personal Property” notarized. Vetoed by the Governor.
Rep. Wright; House Committee: Judiciary
- SB 233 Court Costs. Amends 12 O.S. 66 to eliminate the provision that court costs for actions involving the state or any of its departments to be paid out of the “first funds collected in satisfaction of any judgment obtained by this state.” The new language requires court costs to be paid at the time of filing. This bill died in conference committee.
Sen. Thompson; Senate Committee: Judiciary
- HB 2150 Adds a new law to Title 52. It will be considered a taking under Article 2 of the Oklahoma Constitution and relevant statutes whenever a municipality, county or other political subdivision, other than the Corporation Commission, adopts or implements an ordinance, resolution, rule, regulation or other form of official policy concerning oil and gas operations that has the effect of: (1) substantially interfering with the use and enjoyment of the mineral estate; (2) imposes or enforces a limitation that adversely impacts the use and development of minerals; or (3) prohibiting access to develop the mineral estate, thereby substantially increasing the costs of operations or substantially reducing the fair market value of the mineral estate. PASSED OUT OF COMMITTEE. 4/8 update, passed House, in Senate Judiciary Committee. 5/5 Update – Passed out of Senate Committee with its Title Stricken. Cannot go before Senate vote without title restored.
Rep. Pfeiffer; House Committee: Energy and Natural Resources

Attorneys and the State Bar – Title 5

- SB 514 5/5 Update – Never came up for a full House vote. Dead.
4/8 Update – passed Senate, and House Judiciary Committee. Needs full House Vote.
Committee Substitute defines the unauthorized practice of law but does not provide a criminal penalty for it. Provides procedures for motion to admittance to the Oklahoma Bar by members of the Bar in a reciprocal state. Now sponsored by Kannady in the House.
Sen. Brooks; Senate Committee: Judiciary

Civil Procedure – Title 12

- HB 1986 Residential Real Estate Foreclosure Process Amendments Act of 2019” – Shell Bill.
Rep. Ford; House Committee: Rules. 5/5 update – still dead.
- HB 1976 5/5 Update - Dead *Committee Substitute*
Amends the statutes on Foreclosure Procedure to require the plaintiff to attach a certified copy of the promissory note to the Petition. Also amends title 24 to require the holder of the promissory note to return the original promissory note marked “paid in full” or “cancelled” to the maker of the note upon full payment, and adds notice requirements to the mortgagor when a note is assigned.

Update: No action taken in Senate as of 4/8

Ford; Has Passed out of Banking Committee. Emergency language added

SB248 5/5 Update – dead. Amends the General Rules of Pleading in 12 O.S. § 2008 in multiple ways. Most noticeably, this bill would require statements in pleadings to be “made with particularity” and include “all material facts known to the pleading party that support the claim”. Also includes changes to “Pleading Special Matters” under §2009.

Sen. Daniels; Senate Committee: Judiciary.

SB 300 5/5 Update – dead. Amends the Oklahoma Discovery Code to cap the number of requests to produce or permit inspection or copying at thirty (30). May request more following motion to the court. UNANIMOUSLY PASSED THE SENATE. 4/8 – in House Committee

Sen. Daniels; Senate Committee: Judiciary

SB 855 5/5 Update - Dead

The “Uniform Partition of Heirs Property Act” would create a new procedure for partitioning property that has been inherited by heirs in Co-Tenancy. This is a bill promulgated by a uniform law committee. If you google the name of the act, you can find several articles from lawyers in the approximately 10 states where it is already law explaining how it works. Will provide more in-depth information on this if it survives Committee. DIED IN COMMITTEE. Still dead as of 4/8

Sen. Murdock; Senate Committee: Judiciary

Conveyances – Title 16

HB 1223 Revisions to the requirements for claiming a severed mineral interest through certain affidavits. Some oil and gas title attorneys hoped that this would be a useful bill, but there was some confusion about the bill and it eventually stalled. Roberto Seta has a post on the OBA Real Property Boards – that any Real Property Section Member should be able to access – with more details about this bill. 5/5 Update - Dead
Rep. Perryman; House Committee: Judiciary

Corporations – Title 18

SB 838 New Series LLC law. DIED IN COMMITTEE. Still dead 5/5

Sen. Dahm; Senate Committee: Judiciary

Cities and Towns – Title 11

SB 594 Protects 100% federally disabled and disabled veterans from tax resales.

Sen. Simpson; Senate Committee: General Government. Update 4/8: DEAD. Never came to a full Senate vote. 5/5 UPDATE - DEAD

Conveyances – Title 16

HB1220 5/5 UPDATE – DIED IN SENATE COMMITTEE 4/8 UPDATE. SUBSTITUTE BILL currently in Senate Committee. This bill now amends 16 O.S. Section 79 to add the words “or affidavits” as follows: “No person shall use the privilege of filing notices or affidavits hereunder for the purpose of slandering the title to land.” This statute has a treble damages provision.

Original Version of this bill: Amends the statute on liability of a party that makes a false statement in an affidavit. 16 O.S. Section 85 currently reads “The court may award punitive damages, costs and attorney fees.” Bill would change to “The court may award punitive damages, but shall award costs and attorney fees.” UPDATE: UNANIMOUSLY PASSED HOUSE

Rep. Hardin (Tommy); House Committee: Judiciary

Corporations – Title 18

SB 69 Members of LLCs are entitled to appraisal rights and to obtain payment of the fair value of membership interest in certain cases.

Sen. Sharp; Senate Committee: Judiciary DIED IN COMMITTEE 4/8 still dead. 5/5 UPDATE – STILL DEAD

Corporation Commission – Title 17

SB 521 Creates a new law which states “Any rules promulgated by the Corporation Commission shall not be more stringent than any Environmental Protection Agency standards or regulations.” DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead.
Sen. Paxton; Senate Committee: Energy

HB1219 Corporation Commission shall promulgate rules to investigate claims of damages to an existing well caused by drilling or other well operations of a nearby well. Plaintiff must get a report determining that damage occurred before filing an action in District Court.

Rep. Hardin (Tommy); House Committee: Energy and Natural Resources DIED IN COMMITTEE. 4/8 – still dead. 5/5 Update – Still Dead.

Counties and County Officers – Title 19

HB 1303 Board of County Commissioners would appoint the office of county indigent defender instead of local judges. DIED IN COMMITTEE. 5/5 still dead.

Rep. Lowe; House Committee: Judiciary

SB 10 Changes “county planning commission” to “county and zoning commission” throughout 19 O.S. 865.51 and 865.52. Replaces the requirement for a majority popular vote to set up a new county and zoning commission with new requirements. DIED IN COMMITTEE. 4/8 – still dead 5/5 UPDATE – STILL DEAD

Sen. Thompson; Senate Committee: General Government

SB 264 Repeals 19 O.S. 570, which is the statute that abolishes the office of County Surveyor and requires the records of the Surveyor be transferred into the records of the County Clerk. I've been told this is designed to clean up old statutes.

Sen. Dahm; Senate Committee: General Government DIED IN COMMITTEE. 4/8 Update – still dead. 5/5 UPDATE – STILL DEAD

SB 667 Would change the minimum margins for documents filed with the County Clerk to 2 inches on top and 1 inch on all other sides. 4/8 Update, has passed Senate and has passed out of House committee. Needs full house vote. 5/5 UPDATE – NEVER RECEIVED FULL HOUSE VOTE - DEAD

Sen. Rader; Senate Committee: General Government

Eminent Domain - Title 27

HB 2264 Applies to Wind Energy Transmission Lines only. Requires a potential condemner to “successfully conduct good-faith private negotiations” with at least 80% of the landowners whose tracts are to be utilized in the project. DIED IN COMMITTEE. 4/8 still dead. 5/5 UPDATE – STILL DEAD

Rep. Patzkowsky; House Committee: Utilities

Landlord and Tenant – Title 41

SB 178 Amends 41 O.S. § 121 to increase from \$100.00 to “\$300.00 or one month’s rent, whichever is less” the maximum reasonable cost of a repair under this statute, which provides a procedure for tenants to attempt to make repairs when a landlord is in material noncompliance. DIED IN COMMITTEE. 4/8 still dead. 5/5 UPDATE – STILL DEAD

Sen. Ikley-Freeman; Senate Committee: Judiciary

(Companion HB1134 by Rep. Bennett); House Committee: Business and Commerce

UPDATE: House version passed out of Committee with an amended \$200 amount. 4/8 update. House version, HB 1134 made it out of House and picked up Senator Brooks as a senate sponsor. Now in Senate Judiciary Committee. 5/5 UPDATE – DIED IN SENATE COMMITTEE

Liens – Title 42

SB 980 Before a contractor can sue on a mechanics and materialmen’s lien, he/she must obtain substantial documentation of proof by independent source that the work substantially conforms to the contracted terms DIED IN COMMITTEE. 4/8 still dead. 5/5 UPDATE – STILL DEAD

Sen. Scott; Senate Committee: Judiciary

HB 1115 Creates a Construction Registry for project provider liens. (This bill or something similar have been filed every year that I’ve tracked legislation.).

Rep. West; House Committee: Rules (This is where House Bills go to die) DIED IN COMMITTEE. 4/8 still dead. 5/5 UPDATE – STILL DEAD

Mortgages – Title 46

SB 123 Amends 46 O.S. 44 to modify the time given to a mortgagor in default to cure a breach or default from 35 days to 6 months, without accrual of interest. DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead.

Sen. Young; Senate Committee: Judiciary

Oil and Gas – Title 52

HB1379 ***Committee Substitute* - NOT REPORT Versions 1 and 2**

Adds two more duties to a reasonably prudent operator under 52 O.S. Section 902 as well as provisions for remedying damage to a neighboring well. Has PASSED OUT OF COMMITTEE. 4/6 update, had not come to a vote before the full House. Dead. 5/5 Update – Still Dead

Rep. Taylor

SB 354 Creates a new “advisory board” for fracking sand mining activities to advise new permit seekers on the appropriate procedures, to direct practices to be more economically and environmentally friendly, and to ensure the use of the most appropriate technologies in fracking sand mining. DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead

Sen. Murdock; Senate Committee: Energy

SB 503 Amends the provisions of 52 O.S. 87.1 (b) to apply to “all producing wells, leases and pooling orders regardless of the date pooled, drilled or of the date of the underlying leases or pooling orders.” Also changes who is required to pool their interests under section (e). DIED IN COMMITTEE 4/8 still dead 5/5 Update – Still Dead

Sen. Pederson; Senate Committee: Energy

Parallel: HB 1378 by Taylor; House Committee: Energy and Natural Resources (house bill also dead 4/8)

SB 517 Requires consent of landowner to use existing right of ways for temporary pipelines. UPDATE: Passed Committee with amendment, then title stricken. This can mean that a bill is put in a sort of holding pattern while people negotiate what to do with it. 4/8 Update – Passed the Senate, in House Transportation Committee. 5/5 Update – Died in House Committee.

Sen. Paxton; Senate Committee: Transportation

SB 518 Apparent Companion Bill for SB 517 (creating new law in Title 52) for Title 69 – Roads and Bridges. Provides procedure and requirements for temporary pipelines in existing right of ways only with consent of landowner. DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead

Sen. Paxton; Senate Committee: Transportation

HB 2233 Adds paragraph (H) to 570.10: “Royalty interest owners who are over the age of sixty-five and who are receiving royalty checks from a producing oil and gas well shall have no expense deduction greater than 10% deducted from their royalty proceed payments.”

Rep. Russ; House Committee: Rules (Where House bills go to die) DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead

Professions and Occupations – Title 59

SB 105 Adds Appraisers to the list of Professional Services covered under the Professional Entity Act DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – still dead

Sen. Stanislawski; Senate Committee: General Government

HB 1937 Title 59, Section 858-301 states that it is unlawful for any person to act as a real estate licensee unless that person has been licensed under the Oklahoma Real Estate License Code. Sub paragraph 1 lists exceptions for dealing with real estate that aren’t unlawful. This bill would add the following language at the end of those exceptions: “however, nothing in this section shall permit any person..[et al] to publicly market for sale an equitable interest in a contract for the purchase of real property without disclosing the nature of the equitable interest to both property and owner and prospective purchaser on a form provided by the Oklahoma Real Estate Commission.”

Rep. Manger; House Committee: Business and Commerce, DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead.

HB 2239 “Real Estate Practices Act” shell bill. Rep. Russ; DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead.

Property – Title 60

SB 490 Creates a new law that would shift the burden of paying the decedent’s expenses from the Personal Representative to the Trustee in certain circumstances. Would also require the trustee to file a “notice of trust” document with the County Clerk of Oklahoma County that would establish a tolling for statute of limitations against the decedent.

Sen. Quinn; Senate Committee: Judiciary; DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead.

HB 2138 Removes requirement for governing body of beneficiary to approve incurring indebtedness by a city or county beneficiary public trust.

Rep. Sneed; County and Municipal Government DIED IN COMMITTEE. 4/8 – still dead. 5/5 Update – Still Dead.

Roads and Bridges – Title 69

SB 351 If the primary purpose of the construction of a new state highway is to bypass a municipality, the state now has to give the municipality 90 days notice and receive a letter of support from the municipality formally approving the project or go through an

alternative economic impact study and procedure. DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead.

Sen. Bergstrom; Senate Committee: Transportation then to Appropriations

Trusts and Pools – Title 79

SB 317 Description taken from Bill Tracking Service, bill posted to Legislature website is incomplete (2/4/19): requires the meaning and effect of the terms of a trust be determined by the law of the jurisdiction designated in the terms of the trust or the law of the jurisdiction where the trust is administered in the absence of a controlling designation in the terms of the trust. DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead.

Sen. Daniels; House Committee: Transportation

Water – Title 82

SB 328 5/5 Update – Still Dead. Update 4/8 – never made it out of Senate Committee. Dead. Adds a Notice requirement in applications before the OWRB to take and use water stored in an aquifer pursuant to a site-specific aquifer storage and recovery plan.

Sen. McCortney; Senate Committee: Energy

SB 330 5/5 Update – Still Dead. Update 4/8 – never made it out of Senate Committee. Dead. Notice requirement on taking water. Similar to 328 but amends a different part of the statute.

Sen. McCortney; Senate Committee: Energy

HB 1403 New Law defining various Water terms, permitting procedures, and directing the OWRB to promulgate rules. UPDATE: PASSED HOUSE COMMITTEE. 5/5 Update – After passing out of the Senate Energy Committee, the bill was sent to the Senate Appropriations Committee, which passed a committee substitute version of the bill that the full Senate did not bring up for a vote. Dead.

Rep. Humphrey; House Committee: Energy and Natural Resources

Joint Resolutions

HJR 1012 Call for a state question to phase out Corporation Commission Elections by 2020 and replace them with Governor Appointments.

Rep. Lepak; House Committee: Rules, DIED IN COMMITTEE. 4/8 still dead. 5/5 Update – Still Dead

SJR 14 Increase Corporation Commission to 5 members. The 2 new members will be appointed by the Governor and not a vote of the people. UPDATE: Passed Rules Committee, “Failed in Committee - Appropriations” 4/8 – Still Dead. 5/5 Update – Still Dead

Sen. Allen; Senate Committees: Rules then Appropriations Committee

The following Shell Bills were tracked this Session: (All Shell bills are HBs)

Abstracting – HB 1462, HB 1463, HB 1464, HB 1465, HB 1466

Attorneys and State Bar - HB 1487, HB 1488, HB 1489, HB 1490, HB 1491

Conveyances – HB 1551, HB 1552, HB 1553, HB 1554, HB 1555

Property - HBs 1740, 1741, 1742, 1743, 1744, 2237 (“Land Title Agents Act”), 2361

Corporation Commission – HB 1188, 1556, HB 1557, HB 1558, HB 1559, HB 1560, 1984, 2681

Oil and Gas – HBs 1244, 1245, 1367, 1368, 1369, 1370, 1381, 1384, 1705, 1706, 1707, 1708, 1709, 2101, 2205, 2583

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