

1 STATE OF OKLAHOMA

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

3 CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 2430

By: Echols, Wallace, Roberts,
and Wolfley of the House

7 and

Weaver and Hicks of the
Senate

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10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to state government; defining terms;
12 authorizing certain assignment of claims to the
13 Attorney General; providing scope of authority;
14 providing for limitations; providing for
15 codification; and declaring an emergency.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 20m of Title 74, unless there is
19 created a duplication in numbering, reads as follows:

20 A. As used in this section:

21 1. "Person" means a natural person, corporation, partnership,
22 limited liability company, proprietorship, association, municipal
23 corporation, including any public trust which has a municipal
24 corporation as its beneficiary, or other political subdivision of

1 this state, including any public trust which has a political
2 subdivision as its beneficiary, or any other legal entity; and

3 2. "Assignment" means the transfer of any claims, causes of
4 actions or rights held by a person against another party to the
5 State of Oklahoma by the Attorney General. Assignment completely
6 transfers the person's legal rights to the Attorney General and
7 creates privity between the Attorney General and the party against
8 whom the claims are instituted, authorizing the Attorney General to
9 stand in the shoes of the person. Assignment only includes
10 affirmative claims and not liabilities of the person as defined in
11 subsection D of Section 2013 of Title 12 of the Oklahoma Statutes.

12 B. 1. The State of Oklahoma, through the Oklahoma Attorney
13 General, is hereby explicitly authorized to accept assignments from
14 any person, as defined subsection A of this section, for the purpose
15 of representing said claims in legal matters or proceedings within
16 the jurisdiction of the State of Oklahoma.

17 2. Assignments to the State of Oklahoma shall be made in
18 accordance with applicable law.

19 C. 1. The Oklahoma Attorney General, upon accepting an
20 assignment pursuant to this statute, shall have the authority to
21 represent the assigned claims in all legal matters or proceedings.

22 2. The Attorney General shall exercise the same duties and
23 responsibilities towards the assigned claims as towards any other
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1 claims managed by the Office of the Attorney General, subject to the
2 terms and conditions of an assignment agreement.

3 D. 1. Nothing in this statute shall be construed to require
4 the Oklahoma Attorney General to accept any assignment, nor shall it
5 limit the Attorney General's discretion to decline an assignment for
6 any reason deemed appropriate by the Attorney General or his or her
7 designee.

8 2. Assigned claims are not subject to Section 20i of Title 74
9 of the Oklahoma Statutes.

10 3. All legal rights and benefits given to the Attorney General
11 shall remain in full force and effect for the assigned claims.

12 E. 1. In carrying out the provisions of this section, the
13 Office of the Attorney General shall only accept assignment when it
14 determines it is in the best interest of the public.

15 2. In determining the best interest of the public, the Attorney
16 General shall consider factors such as:

- 17 a. protection of public health, safety, and welfare,
- 18 b. economic vitality and job creation,
- 19 c. environmental sustainability, and
- 20 d. equity and fair treatment for all citizens.

21 SECTION 2. It being immediately necessary for the preservation
22 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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