

An Act

ENROLLED SENATE
BILL NO. 1997

By: Murdock, Bullard, and
Hamilton of the Senate

and

Newton and Dobrinski of the
House

An Act relating to the Uniform Conservation Easement Act; amending 60 O.S. 2021, Section 49.3, which relates to creation, conveyance, acceptance, and duration; requiring disclosure of certain easement to potential buyer; updating statutory reference; and providing an effective date.

SUBJECT: Uniform Conservation Easement Act

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

SECTION 1. AMENDATORY 60 O.S. 2021, Section 49.3, is amended to read as follows:

Section 49.3.

CREATION, CONVEYANCE, ACCEPTANCE, AND DURATION

A. Except as otherwise provided in ~~this act~~ the Uniform Conservation Easement Act, a conservation easement may be created, conveyed, recorded, assigned, released, modified, terminated, or otherwise altered or affected in the same manner as other easements; provided, however, nothing herein shall authorize any entity or individual to obtain a conservation easement by condemnation.

B. No right or duty in favor of or against a holder arises under a conservation easement before its acceptance by the holder and a recordation of the acceptance.

C. Except as provided in subsection B of Section 4 49.4 of this ~~act~~ title, the term of a conservation easement shall be the term stated in the instrument creating it.

D. An interest in real property in existence at the time a conservation easement is created is not impaired by it unless the owner of the interest is a party to the conservation easement or consents to it.

E. An owner of real property burdened by a conservation easement shall disclose the existence of such easement to any potential buyer of the real property.

SECTION 2. This act shall become effective November 1, 2024.

Passed the Senate the 5th day of March, 2024.

Presiding Officer of the Senate

Passed the House of Representatives the 15th day of April, 2024.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____