

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 265

By: Newberry

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6 AS INTRODUCED

7 An Act relating to contracts; amending 15 O.S. 2011,
8 Section 136, as amended by Section 1, Chapter 240,
9 O.S.L. 2013 (15 O.S. Supp. 2016, Section 136), which
relates to statute of frauds; adding certain
agreement; and providing an effective date.

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

13 SECTION 1. AMENDATORY 15 O.S. 2011, Section 136, as
14 amended by Section 1, Chapter 240, O.S.L. 2013 (15 O.S. Supp. 2016,
15 Section 136), is amended to read as follows:

16 Section 136. The following contracts are invalid, unless the
17 same, or some note or memorandum thereof, be in writing and
18 subscribed by the party to be charged, by an agent of the party or
19 by a broker of the party pursuant to Sections 858-351 through 858-
20 363 of Title 59 of the Oklahoma Statutes:

21 1. An agreement that, by its terms, is not to be performed
22 within a year from the making thereof;

1 2. A special promise to answer for the debt, default or
2 miscarriage of another, except in the cases provided for in the
3 article on guaranty;

4 3. An agreement made upon consideration of marriage, other than
5 a mutual promise to marry; ~~or~~

6 4. An agreement for non-liability of construction defects; or

7 5. An agreement for the leasing for a longer period than one
8 (1) year, or for the sale of real property, or of an interest
9 therein; and such agreement, if made by an agent or a broker of the
10 party sought to be charged, is invalid, unless the authority of the
11 agent or the broker be in writing, subscribed by the party sought to
12 be charged.

13 SECTION 2. This act shall become effective November 1, 2017.

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