

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

SENATE BILL 1289

By: Brecheen

AS INTRODUCED

An Act relating to local governments; prohibiting municipalities and counties from enacting regulations not in conformity with state statutes; stating exception; providing for codification; and providing effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 100 of Title 11, unless there is created a duplication in numbering, reads as follows:

A. Where the state has passed a general statute regulating a subject, a municipality, including those governed by charter, shall restrict its jurisdiction and the passage of its ordinances, resolutions, rules, and regulations to and in conformity with the state statute on the same subject, unless the municipality is otherwise expressly authorized by statute.

B. Unless expressly authorized by state statute, a municipality, including those governed by a charter, shall not implement an ordinance, resolution, rule, or regulation that

1 conflicts with or is more stringent than a state statute regardless
2 of when the statute takes effect.

3 SECTION 2. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 1.1 of Title 19, unless there is
5 created a duplication in numbering, reads as follows:

6 A. Where the state has passed a general statute regulating a
7 subject, a county shall restrict its jurisdiction and the passage of
8 its ordinances, resolutions, rules, and regulations to and in
9 conformity with the state statute on the same subject, unless the
10 municipality is otherwise expressly authorized by statute.

11 B. Unless expressly authorized by state statute, a county shall
12 not implement an ordinance, resolution, rule, or regulation that
13 conflicts with or is more stringent than a state statute regardless
14 of when the statute takes effect.

15 SECTION 3. This act shall become effective November 1, 2016.
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