

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

CONFERENCE COMMITTEE SUBSTITUTE

FOR ENGROSSED

SENATE BILL NO. 482

By: Henry of the Senate

and

Weaver of the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to courts; restating unlimited original jurisdiction of district courts and restating exceptions; providing for sovereign immunity of federally recognized Indian tribes and stating exceptions; providing for codification; and declaring an emergency.

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 90 of Title 20, unless there is created a duplication in numbering, reads as follows:

A. The district courts of this state shall have unlimited original jurisdiction of all justiciable matters, except as otherwise provided in the Constitution and laws of this state.

B. 1. Federally recognized Indian tribes shall be immune from the jurisdiction of the district courts of this state except when jurisdictional immunity is clearly and unequivocally waived by:

- a. federal law, or
- b. a resolution adopted by the governing body of the tribe.

2. The provisions of this subsection shall apply to actions filed after the effective date of this act.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

46-1-1499

KSM