

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE
BILL NO. 1083

By: Wilt, Adkins, Balkman,
Ericson, Friskup, Nance,
O'Neal, Peters, Peterson,
Pope (Tim), Smaligo,
Steele, Tibbs, Wright and
Young of the House

and

Coffee of the Senate

An Act relating to criminal procedure; amending 22
O.S. 1991, Section 1077, which relates to bail
allowable upon appeal from a criminal conviction;
prohibiting bail after conviction of sexual abuse of
child; and providing an effective date.

AUTHOR: Remove Coffee as Senate Author and substitute Snyder
as Senate Author and add Rabon as Senate Coauthor

AMENDMENT NO. 1. Page 1, strike the title, enacting clause
and entire bill and insert

"[Venue in a divorce action -
emergency]

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

SECTION 1. AMENDATORY 43 O.S. 1991, Section 103, as
amended by Section 7, Chapter 310, O.S.L. 1998 (43 O.S. Supp. 2000,
Section 103), is amended to read as follows:

Section 103. A. The venue of actions for divorce, annulment of
marriages, and separate maintenance may be in the following
counties:

1. An action for divorce or annulment of a marriage may be
filed in the county in which the plaintiff has been a resident for
the thirty (30) days immediately preceding the filing of the
petition or in the county in which the defendant is a resident;
provided, the action may be assigned for trial in any county within
the judicial district by the chief judge of the district; and

2. An action for separate maintenance may be brought in the county in which either party is a resident at the time of the filing of the petition.

B. The court may, upon application of a party, transfer an action for divorce, annulment of marriage or separate maintenance at any time after filing of the petition to any county where venue would be proper under subsection A of this section if the requirements of subsection C of this section are met.

C. The court shall grant a party's application for change of venue when:

1. The other party is not a resident of this state at the time the application for change of venue is filed, or the plaintiff has departed from this state and has been absent for more than six (6) months preceding the date the application for change of venue is filed; and

2. Transfer is requested to the county where the applying party resides in this state.

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."

Passed the Senate the 16th day of April, 2001.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,
2001.

Presiding Officer of the House
of Representatives