

ENGROSSED SENATE AMENDMENTS  
TO  
ENGROSSED HOUSE  
BILL NO. 2713

By: Toure of the House

and

Smith of the Senate

An Act relating to civil procedure; amending 12 O.S. 2001, Sections 696.3 and 696.4, as amended by Section 3, Chapter 468, O.S.L. 2002 (12 O.S. Supp. 2003, Section 696.4), which relate to judgments; modifying required and discretionary contents for judgments, decrees and appealable orders \* \* \* \* modifying time for presentment of answer; amending 12 O.S. 2001, Section 3232, which relates to depositions; clarifying manner in which testimony is taken; amending 30 O.S. 2001, Sections 4-201 and 4-303, which relate to guardian's bond and settlement of accounts; \* \* \* \* providing nonwaivable provisions; providing for application for judicial relief; providing for validity of agreements to arbitrate; providing for application and motion to compel or stay arbitration; providing for provisional remedies; providing for initiation of arbitration \* \* \* \* providing civil immunity for arbitrator; providing that an arbitrator is not competent to testify or required to produce records in certain proceedings; providing exceptions; providing for the award of certain attorney fees and expenses of litigation \* \* \* \* providing for confirming orders; authorizing the court to vacate an award for certain reasons; \* \* \* \* providing for jurisdiction; providing venue; providing for appeals; \* \* \* \* providing for uniform application of law; providing conformity with certain act; repealing 12 O.S. 2001, Section 1101.1, as amended by Section 7, Chapter 468, O.S.L. 2002 (12 O.S. Supp. 2003, Section 1101.1), which relates to offers of judgment; repealing 15 O.S. 2001, Sections 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817 and 818, which relate to the Uniform Arbitration Act; providing for codification; providing an effective date; and declaring an emergency.

AMENDMENT NO. 1. Page 5, line 28, through Page 9, line 28, delete Section 4

AMENDMENT NO. 2. Page 23, line 17, through Page 44, line 29 delete Section 10 through Section 44 and insert a new section to read

"SECTION 9. This act shall become effective November 1, 2004."

and renumber all sections

AMENDMENT NO. 4. Page 1, amend the title to read

"An Act relating to civil procedure; amending 12 O.S. 2001, Sections 696.3 and 696.4, as amended by Section 3, Chapter 468, O.S.L. 2002 (12 O.S. Supp. 2003, Section 696.4), which relate to judgments; modifying required and discretionary contents for judgments, decrees and appealable orders; providing for the recovery of attorney fees in certain circumstances; amending 12 O.S. 2001, Section 721, which relates to foreign judgments; modifying requirements for filing certain judgments for specified purpose; amending 12 O.S. 2001, Section 990.2, which relates to post-trial motions; excluding interest from certain post-trial motions; amending 12 O.S. 2012, as amended by Section 23, Chapter 468, O.S.L. 2002 (12 O.S. Supp. 2003, Section 2012), which relates to defenses and objections; modifying time for presentment of answer; amending 12 O.S. 2001, Section 3232, which relates to depositions; clarifying manner in which testimony is taken; amending 30 O.S. 2001, Sections 4-201 and 4-303, which relate to guardian's bond and settlement of accounts; modifying requirement for certain finding by court; modifying requirements for filing of certain report; and providing an effective date."

Passed the Senate the 7th day of April, 2004.

\_\_\_\_\_  
Presiding Officer of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
2004.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives