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February 28, 2017

By: Sykes

An Act relating to appellate review; amending 12 O.S. 2011, Section 951, which relates to appellate jurisdiction of the district court; specifying certain procedures for appellate review of certain decisions; specifying form of certain review; and providing an effective date.

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

SECTION 1. AMENDATORY 12 O.S. 2011, Section 951, is amended to read as follows:

Section 951. ~~(a)~~ A. A judgment rendered, or final order made, by any tribunal, board or officer exercising judicial functions, and inferior in jurisdiction to the district court, may be reversed, vacated or modified by the district court except where an appeal to some other court is provided by law.

~~(b)~~ B. Unless otherwise provided by law, proceedings for review of a judgment or final order shall be commenced by filing a petition in the district court of the county where the inferior tribunal, board or officer rendered the order within thirty (30) days of the date that a copy of the judgment or final order is mailed to the

1 appellant, as shown by the certificate of mailing attached to the
2 judgment or final order.

3 C. A resident or entity of this state aggrieved by a ruling or
4 decision of a board or commission of this state shall have the same
5 appellate rights as an administrative agency as provided in Article
6 II of the Administrative Procedures Act, Section 308a et seq. of
7 Title 75 of the Oklahoma Statutes. Appellate review at the district
8 court shall be as a trial de novo.

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

10 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
11 February 28, 2017 - DO PASS
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