

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

HOUSE BILL 1919

By: Kannady

AS INTRODUCED

An Act relating to civil procedure; amending 12 O.S. 2011, Section 1760, which relates to The Small Claims Procedure Act; allowing discovery when expressly authorized by statute; and providing an effective date.

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

SECTION 1. AMENDATORY 12 O.S. 2011, Section 1760, is amended to read as follows:

Section 1760. No attachment or prejudgment garnishment shall issue in any suit under the small claims procedure. Proceedings to enforce or collect a judgment rendered by the trial court in a suit under the small claims procedure shall be in all respects as in other cases; provided, however, judgments, other than default judgments, for the payment of money may be enforced or collected as prescribed in Section 4 1772 of this ~~act~~ title. No depositions shall be taken or interrogatories or other discovery proceeding shall be used under the small claims procedure except in aid of execution; provided, however, the court in its discretion may issue

1 an order to compel discovery when discovery is expressly authorized
2 by statute. No new parties shall be brought into the action, and no
3 party shall be allowed to intervene in the action.

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