

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 HOUSE BILL 3665

By: Kannady

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6 AS INTRODUCED

7 An Act relating to civil procedure; amending 12 O.S.
8 2011, Section 1760, which relates to the Small Claims
9 Procedure Act; allowing discovery when expressly
authorized by statute; and providing an effective
date.

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

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

15 Section 1760. No attachment or prejudgment garnishment shall
16 issue in any suit under the small claims procedure. Proceedings to
17 enforce or collect a judgment rendered by the trial court in a suit
18 under the small claims procedure shall be in all respects as in
19 other cases; provided, however, judgments, other than default
20 judgments, for the payment of money may be enforced or collected as
21 prescribed in Section 4 1772 of this ~~act~~ title. No depositions
22 shall be taken or interrogatories or other discovery proceeding
23 shall be used under the small claims procedure except in aid of
24 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, 2020.

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6 57-2-9621 AB 01/02/20
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