

An Act

ENROLLED HOUSE
BILL NO. 3036

By: Stinson of the House

and

Howard of the Senate

An Act relating to civil procedure; amending 12 O.S. 2021, Section 1148.7, which relates to forcible entry and detainer jury trials; removing the option of jury trial for forcible entry and detainer actions; retaining the option for a jury trial for other actions; repealing 12 O.S. 2021, Section 1148.8, which relates to procedure where no jury is available; and providing an effective date.

SUBJECT: Civil procedure

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

SECTION 1. AMENDATORY 12 O.S. 2021, Section 1148.7, is amended to read as follows:

Section 1148.7 ~~if~~ A jury trial shall only be an option for claims for the collection of rent or damages to the premises, or claims arising under the Oklahoma Residential Landlord and Tenant Act, and shall not be an option for forcible entry and detention actions. For suits with actions for the forcible entry and detention, or detention only, of real property, along with claims for the collection of rent or damages to the premises, or claims arising under the Oklahoma Residential Landlord and Tenant Act, and a jury trial is requested, the suit for forcible entry and detention shall be severed from the other claims in the suit and shall have its own non-jury trial. For suits where a jury trial is an option, if neither party demands a jury trial on or before the day of trial, the court shall try the cause.

SECTION 2. REPEALER 12 O.S. 2021, Section 1148.8, is hereby repealed.

SECTION 3. This act shall become effective November 1, 2024.

Passed the House of Representatives the 21st day of February, 2024.

Presiding Officer of the House
of Representatives

Passed the Senate the 17th day of April, 2024.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____