

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1926

By: Murdock

AS INTRODUCED

An Act relating to the Protection from Domestic Abuse Act; amending 22 O.S. 2021, Section 60.2, as last amended by Section 1, Chapter 305, O.S.L. 2023 (22 O.S. Supp. 2025, Section 60.2), which relates to protective orders; authorizing filing of certain petition in any county; and providing an effective date.

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

SECTION 1. AMENDATORY 22 O.S. 2021, Section 60.2, as last amended by Section 1, Chapter 305, O.S.L. 2023 (22 O.S. Supp. 2025, Section 60.2), is amended to read as follows:

Section 60.2. A. A victim of domestic abuse, a victim of stalking, a victim of harassment, a victim of rape, any adult or emancipated minor household member on behalf of any other family or household member who is a minor or incompetent, any minor age sixteen (16) or seventeen (17) years, or any adult victim of a crime may seek relief under the provisions of the Protection from Domestic Abuse Act.

1        1. The person seeking relief may file a petition for a  
2 protective order with the district court in ~~the county in which the~~  
3 ~~victim resides, the county in which the defendant resides, or the~~  
4 ~~county in which the domestic violence occurred~~ any county in this  
5 state. If the person seeking relief is not a family or household  
6 member or an individual who is or has been in a dating relationship  
7 with the defendant, the person seeking relief must file a complaint  
8 against the defendant with the proper law enforcement agency before  
9 filing a petition for a protective order with the district court.  
10 The person seeking relief shall provide a copy of the complaint that  
11 was filed with the law enforcement agency at the full hearing if the  
12 complaint is not available from the law enforcement agency. Failure  
13 to provide a copy of the complaint filed with the law enforcement  
14 agency shall constitute a frivolous filing and the court may assess  
15 attorney fees and court costs against the plaintiff pursuant to  
16 paragraph 2 of subsection C of this section. The filing of a  
17 petition for a protective order shall not require jurisdiction or  
18 venue of the criminal offense if either the plaintiff or defendant  
19 resides in the county. If a petition has been filed in an action  
20 for divorce or separate maintenance and either party to the action  
21 files a petition for a protective order in the same county where the  
22 action for divorce or separate maintenance is filed, the petition  
23 for the protective order may be heard by the court hearing the  
24 divorce or separate maintenance action if:

- 1           a.    there is no established protective order docket in  
2                such court, or
- 3           b.    the court finds that, in the interest of judicial  
4                economy, both actions may be heard together; provided,  
5                however, the petition for a protective order,  
6                including, but not limited to, a petition in which  
7                children are named as petitioners, shall remain a  
8                separate action and a separate order shall be entered  
9                in the protective order action. Protective orders may  
10              be dismissed in favor of restraining orders in the  
11              divorce or separate maintenance action if the court  
12              specifically finds, upon hearing, that such dismissal  
13              is in the best interests of the parties and does not  
14              compromise the safety of any petitioner.

15           If the defendant is a minor child, the petition shall be filed  
16           with the court having jurisdiction over juvenile matters.

17           2.   When the abuse occurs when the court is not open for  
18           business, such person may request an emergency temporary order of  
19           protection as authorized by Section 40.3 of this title.

20           B.   The petition forms shall be provided by the clerk of the  
21           court. The Administrative Office of the Courts shall develop a  
22           standard form for the petition.

23           C.   1. Except as otherwise provided by this section, no filing  
24           fee, service of process fee, attorney fees, or any other fee or

1 costs shall be charged the plaintiff or victim at any time for  
2 filing a petition for a protective order whether a protective order  
3 is granted or not granted. The court may assess court costs,  
4 service of process fees, attorney fees, other fees, and filing fees  
5 against the defendant at the hearing on the petition, if a  
6 protective order is granted against the defendant; provided, the  
7 court shall have authority to waive the costs and fees if the court  
8 finds that the party does not have the ability to pay the costs and  
9 fees.

10 2. If the court makes specific findings that a petition for a  
11 protective order has been filed frivolously and no victim exists,  
12 the court may assess attorney fees and court costs against the  
13 plaintiff.

14 D. The person seeking relief shall prepare the petition or, at  
15 the request of the plaintiff, the court clerk or the victim-witness  
16 coordinator, victim support person, and court case manager shall  
17 prepare or assist the plaintiff in preparing the petition.

18 E. The person seeking a protective order may further request  
19 the exclusive care, possession, or control of any animal owned,  
20 possessed, leased, kept, or held by either the petitioner,  
21 defendant, or minor child residing in the residence of the  
22 petitioner or defendant. The court may order the defendant to make  
23 no contact with the animal and forbid the defendant from taking,  
24 transferring, encumbering, concealing, molesting, attacking,

1 striking, threatening, harming, or otherwise disposing of the  
2 animal.

3 F. A court may not require the victim to seek legal sanctions  
4 against the defendant including, but not limited to, divorce,  
5 separation, paternity, or criminal proceedings prior to hearing a  
6 petition for protective order.

7 G. A victim of rape, forcible sodomy, a sex offense,  
8 kidnapping, assault and battery with a deadly weapon, child abuse,  
9 or member of the immediate family of a victim of first-degree  
10 murder, as such terms are defined in Section 40 of this title, may  
11 petition, or have a petition filed on the victim's behalf if the  
12 victim is a minor, for an emergency temporary order or emergency ex  
13 parte order regardless of any relationship or scenario pursuant to  
14 the provisions of this section. The Administrative Office of the  
15 Courts shall modify the petition forms as necessary to effectuate  
16 the provisions of this subsection.

17 SECTION 2. This act shall become effective November 1, 2026.

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