

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 830

By: Daniels

AS INTRODUCED

An Act relating to the Court of Civil Appeals; amending 20 O.S. 2021, Section 30.1, which relates to jurisdiction and certiorari; modifying authority for review of certain decisions; directing assignment of certain appeals; providing exception; limiting certain discretion; construing provisions; prohibiting recall of certain assigned cases; granting certain rights to parties; providing for certain waiver; and providing an effective date.

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

SECTION 1. AMENDATORY 20 O.S. 2021, Section 30.1, is amended to read as follows:

Section 30.1. A. There is hereby established an intermediate appellate court to be known as the Court of Civil Appeals of the State of Oklahoma which shall have the power to determine or otherwise dispose of any cases that are ~~assigned to it by the Supreme Court~~ properly before the court. Its decisions, when final, shall ~~neither~~ not be appealable to the Supreme Court ~~nor be subject~~

1 ~~to reexamination by another division of the Court of Civil Appeals~~
2 ~~or by the Judges of that Court sitting en banc~~ except upon
3 certiorari as provided in this section.

4 B. The Court of Civil Appeals shall have jurisdiction to issue
5 writs of habeas corpus, mandamus, quo warranto, certiorari,
6 prohibition, or any other process when this may be necessary in any
7 case ~~assigned to it by the Supreme Court~~ properly before the court.

8 C. On and after the effective date of this act, the Supreme
9 Court shall assign every appeal of a district court decision, except
10 for criminal cases appealed to the Court of Criminal Appeals as
11 provided by law, to the Court of Civil Appeals. The Supreme Court
12 shall not retain any appeal of a district court decision and shall
13 not have discretion in whether to assign an appeal to the Court of
14 Civil Appeals. Nothing in this section shall be construed to alter
15 the original jurisdiction of the Supreme Court.

16 D. A decision of the Court of Civil Appeals may only be
17 reviewed by the Supreme Court if a majority of its Justices direct
18 that a writ of certiorari be granted, ~~and the~~ The Supreme Court
19 ~~may, by order,~~ shall not recall a case ~~from~~ assigned to the Court of
20 Civil Appeals.

21 E. In every appeal the Supreme Court reviews pursuant to a
22 grant of certiorari, each party shall have the right to submit a
23 timely brief and to present oral argument unless all parties
24 expressly waive one or both rights.

1 SECTION 2. This act shall become effective November 1, 2025.

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