

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1951

By: Floyd

AS INTRODUCED

An Act relating to the Protection from Domestic Abuse Act; authorizing court to make certain determination; establishing requirements for certain determination; requiring request for approval to file certain action; authorizing sanctions for certain purpose; authorizing award of certain costs and fees; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 62 of Title 22, unless there is created a duplication in numbering, reads as follows:

A. Upon a motion filed by a person granted a protective order under the Protection from Domestic Abuse Act, Section 60 et seq. of Title 22 of the Oklahoma Statutes, the court may determine a plaintiff to be a vexatious litigant.

B. To be considered a vexatious litigant, the plaintiff must:

1. Be the subject of a protective order granted to the person filing the motion; and

1 2. Have commenced, prosecuted, or maintained one or more civil
2 court cases against the person protected by the protective order in
3 any court or jurisdiction that are determined to be frivolous and
4 caused the person protected by the order to be harassed or
5 intimidated.

6 C. Upon an order determining a plaintiff to be a vexatious
7 litigant, he or she shall seek leave from the chief presiding judge
8 of the district court for approval to file an action against a
9 person granted a protective order. The plaintiff shall show there
10 is a reasonable probability that he or she will prevail in a claim.

11 D. A person in violation of this section may be held in
12 contempt and sanctioned by the court. In addition to any sanctions
13 assessed by the court, the person shall be liable to the opposing
14 party for court costs and reasonable attorney fees.

15 SECTION 2. This act shall become effective November 1, 2024.

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