

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1635

By: Brooks

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6 AS INTRODUCED

7 An Act relating to depositions; authorizing a court
8 to order the deposition of a witness; establishing
9 requirements for certain order; authorizing court to
10 prescribe terms and conditions; permitting the
11 deposition of a witness to be read in evidence under
12 certain circumstances; and providing an effective
13 date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 772 of Title 22, unless there is
17 created a duplication in numbering, reads as follows:

18 A. Notwithstanding Sections 761 through 771 of Title 22 of the
19 Oklahoma Statutes, upon a motion made by a defendant, a court or
20 judge satisfied that good cause exists, shall order the examination
21 of a witness by deposition. The order shall specify the time,
22 place, and form of the examination. A court or judge may prescribe
23 such terms and conditions to the examination as are just.

24 B. Upon a mutual agreement between the parties and approval by
25 the court, a deposition of a witness pursuant to subsection A of

1 this section or certified copy thereof, may be read in evidence at
2 the trial by either party. Upon reading the deposition in evidence,
3 the same objections may be taken to a question or answer contained
4 therein as if the witness had been examined orally in court.

5 SECTION 2. This act shall become effective November 1, 2020.

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