

# Tulsa Law Review

---

Volume 26 | Number 4

---

Summer 1991

## Subject Index

Follow this and additional works at: <https://digitalcommons.law.utulsa.edu/tlr>



Part of the [Law Commons](#)

---

### Recommended Citation

*Subject Index*, 26 Tulsa L. J. 603 (1991).

Available at: <https://digitalcommons.law.utulsa.edu/tlr/vol26/iss4/9>

This is brought to you for free and open access by TU Law Digital Commons. It has been accepted for inclusion in Tulsa Law Review by an authorized editor of TU Law Digital Commons. For more information, please contact [megan-donald@utulsa.edu](mailto:megan-donald@utulsa.edu).

## INDEX TO SUBJECTS

<b>ADMINISTRATIVE LAW</b>			
Workers' Compensation Reform in Oklahoma (c)	26:405	lishement clause of the first amendment (c)	26:107
<b>ADOPTION</b>		Seventh amendment jury trial right under Title VII of the Civil Rights Act of 1964	26:571
Tribal interest in Indian child custody proceedings (a)	26:315	<b>CONTRACTS</b>	
<b>APPEAL AND ERROR</b>		Impact of the changing regulatory attitudes on the implied covenant to market in gas contracts (e)	26:547
Recent Developments in Oklahoma civil appellate procedure (a)	26:489	Natural gas purchase contracts (a)	26:135
<b>BANKRUPTCY</b>		Post-employment restrictive covenants are not enforceable if essential terms are missing (c)	26:425
Single asset Chapter 11 cases (a)	26:523	Right to take natural gas in kind with or without a joint operating agreement (a)	26:135
<b>BANKS AND BANKING</b>		Various Problems in Mineral Interest Conveyancing (a)	26:175
Impact of forfeiture statutes on Oklahoma Loan Transactions (a)	26:445	<b>CONVEYANCES AND CONVEYING</b>	
Lenders can be forced to pay exorbitant clean up costs under CERCLA (c)	26:75	Impact of the changing regulatory attitudes on the implied covenant to market in gas contracts (e)	26:547
<b>CHILDREN</b>		Various Problems in Mineral Interest Conveyancing (a)	26:175
"Best interest of the child" standard used in determining grandparental visitation rights in Oklahoma (c)	26:245	<b>COURTS</b>	
Children in need of mental health treatment (a)	26:347	Concurrent jurisdiction of state and tribal courts in Indian child custody proceedings (a)	26:315
Definition of "Indian child" under the Indian Child Welfare Act of 1978 (a)	26:315	Nature of juvenile proceedings in Oklahoma (a)	26:347
Tribal interest in Indian child custody proceedings (a)	26:315	Pretrial matters related to children in need of mental health treatment (a)	26:347
<b>CIVIL RIGHTS</b>		Recent Developments and suggested reforms in Oklahoma civil appellate procedure (a)	26:489
Occupational rights of disabled persons (a)	26:1	Seventh amendment jury trial right under Title VII of the Civil Rights Act of 1964	26:571
Right to a jury trial under Title VII of the Civil Rights Act of 1964 (n)	26:571	<b>COVENANTS</b>	
<b>CONSTITUTIONAL LAW</b>		Impact of the changing regulatory attitudes on the implied covenant to market in gas contracts (e)	26:547
Constitutional considerations in granting grandparental visitation rights (c)	26:245		
Constitutionality of the National Trails System Act Amendments of 1983 (n)	26:295		
Division in the Supreme Court over the test to be used under the estab-			

(a) refers to articles; (b) book reviews; (e) essays; (c) notes and comments; (f) addresses; (r) recent developments.

Post-employment restrictive covenants are not enforceable if essential terms are missing (c)	26:425	<b>ENERGY LAW</b>	
Various Problems in Mineral Interest Conveyancing (a)	26:175	Impact of the changing regulatory attitudes on the implied covenant to market in gas contracts (e)	26:547
<b>CREDITORS RIGHTS</b>		Law of disproportionate gas sales (a)	26:135
Impact of forfeiture statutes on Oklahoma loan transactions (a)	26:445	Right to take natural gas in kind with or without a joint operating agreement (a)	26:135
Single asset Chapter 11 cases (a)	26:523	Various Problems in mineral interest conveyancing (a)	26:175
Surety bonds for federal and state public works projects (a)	26:37		
<b>CRIMINAL LAW</b>		<b>ENVIRONMENTAL LAW</b>	
Criminal forfeiture statutes (a)	26:445	Liability insurance for pollution claims (a)	26:209
<b>DAMAGES</b>		Liability of passive lenders under CERCLA (c)	26:75
Pollution liability "as damages" for insurance coverage (a)	26:214	<b>ESTATES IN LAND</b>	
<b>DEBTOR AND CREDITOR</b>		Constitutionality of the National Trails System Act Amendments of 1983 (n)	26:295
Single asset Chapter 11 Bankruptcy cases (a)	26:523	<b>FORFEITURE</b>	
<b>DEFENSES</b>		Impact of forfeiture statutes on Oklahoma loan transactions (a)	26:445
Defenses available for all potentially responsible parties under CERCLA (c)	26:75	<b>GOVERNMENT</b>	
Governmental immunity from acts committed by mental patient released from state facility (c)	26:273	Governmental immunity from acts committed by mental patient released from state facility (c)	26:273
Undue hardship claims under the Americans With Disabilities Act (a)	26:1	Surety bonds for federal and state public works projects (a)	26:37
<b>DISCOVERY</b>		<b>INDIANS</b>	
Exhaustive discovery by insurers to avoid liability for pollution damage (a)	26:231	Applicability of The Indian Child Welfare Act of 1978 (a)	26:315
<b>DIVORCE</b>		Resurgence of the tribal interest in Indian child custody proceedings (a)	26:315
Grandparental visitation rights permitted in divorce decrees (c)	26:245	<b>INFANTS</b>	
<b>DOMESTIC RELATIONS</b>		Applicability of The Indian Child Welfare Act of 1978 (a)	26:315
Grandparental visitation rights available under Oklahoma law (c)	26:245	Grandparental visitation rights available in Oklahoma (c)	26:245
Parental rights in juvenile mental health proceedings (a)	26:347	<b>INSURANCE</b>	
<b>EASEMENTS</b>		Pollution claims under Comprehensive General Liability Policies (a)	26:209
Constitutionality of the National Trails System Act Amendments of 1983 (n)	26:295	Pollution exclusion (a)	26:223

(a) refers to articles; (b) book reviews; (c) essays; (d) notes and comments; (e) addresses; (f) recent developments.

When an "accident" "occurs" under Comprehensive General Liability policy (a)	26:217	Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. § 9601 <i>et. seq.</i> (1988) (a)	26:75
Workers' compenation insurance coverage of injuries sustained at recreational or social events (c)	26:405	Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C.A. § 9601 <i>et. seq.</i> (West 1983 & Supp. 1990) (a)	26:210
<b>JUDICIAL REVIEW</b>			
Recent developments and suggested reforms in Oklahoma civil appellate procedure (a)	26:489	Indian Child Welfare Act of 1978, 25 U.S.C. §§ 1901-63 (1988) (a)	26:315
<b>JURIES AND JURORS</b>			
Right to jury trial in juvenile mental health proceedings (a)	26:347	Miller Act, 40 U.S.C. §§ 270a-270f (1988)	26:37
Seventh amendment jury trial right under Title VII of the Civil Rights Act of 1964	26:571	National Trails System Act Amendments of 1983, 16 U.S.C. § 1247 (1988) (n)	26:295
<b>JURISDICTION</b>			
Concurrent jurisdiction of state and tribal courts in Indian child custody proceedings (a)	26:315	Natural Gas Policy Act, 15 U.S.C. §§ 3301-3432 (1988) (a)	26:547
<b>JURISPRUDENCE</b>			
Division in the Supreme Court over the test to be used under the establishment clause of the first amendment (c)	26:107	Oklahoma Corrupt Organizations Prevention Act, OKLA. STAT. tit. 22 §§ 1401-19 (Supp. 1990) (a)	26:446
<b>LABOR LAW</b>			
Americans With Disabilities Act of 1990 (a)	26:1	Oklahoma counterpart to Miller Act, OKLA. STAT. tit. 61, §§ 1-2 (1981 & Supp. 1990)	26:37
Employment discrimination under the Americans With Disabilities Act (a)	26:1	Oklahoma Judgement and Appeals Act, OKLA. STAT. tit. 12 §§ 1001-08 (Supp. 1990) (a)	26:489
Post-employment restrictive covenants are not enforceable if essential terms are missing (c)	26:425	Oklahoma Uniform Controlled Dangereous Substance Act, OKLA. STAT. tit. 63 §§ 2-101 - 2-503.2 (supp. 1990) (a)	26:446
<b>LEGISLATION</b>			
Americans With Disabilities Act of 1990, Pub. L. No. 101-336, 104 Stat. 327 (1990) (a)	26:1	Oklahoma's Juvenile Code, OKLA. STAT. tit. 10, §§ 1101-1506 (1981 & Supp. 1990) (a)	26:347
Bankruptcy Code § 102, 11 U.S.C. § 102 (1988) (a)	26:523	Oklahoma's Restraint of Trade Statute, OKLA. STAT. tit. 15 § 217 (Supp. 1990) (c)	26:425
Bankruptcy Code § 362, 11 U.S.C. § 362 (1988) (a)	26:523	Oklahoma's Workers' Compensation Law, OKLA. STAT. tit. 85 §§ 1-203 (Supp. 1991) (c)	26:405
Bankruptcy Code § 1111, 11 U.S.C. § 1111 (1988) (a)	26:523	Racketeer Influenced and Corrupt Organizations Act, 18 U.S.C. §§ 1961-68 (1988) (a)	26:445
Bankruptcy Code § 1129, 11 U.S.C. § 1129 (1988) (a)	26:523	Rehabilitation Act of 1973, 29 U.S.C. §§ 701-796 (1988) (a)	26:15
Civil Rights Act of 1964, 42 U.S.C. § 2000e <i>et seq.</i> (c)	26:571	<b>LIENS</b>	
Comprehensive Drug Abuse Prevention and Control Act of 1970, 21 U.S.C § 848 (1988) (a)	26:445	Surety bonds for federal and state public works projects (a)	26:37
<b>MENTAL HEALTH</b>			
		Children in need of mental health treatment (a)	26:347
		Standard of least restrictive care (a)	26:347

(a) refers to articles; (b) book reviews; (c) essays; (c) notes and comments; (f) addresses; (r) recent developments.

**MINES AND MINERAL RESOURCES**

- Impact of the changing regulatory attitudes on the implied covenant to market in gas contracts (e) 26:547
- Various Problems in Mineral Interest Conveyancing (a) 26:175

**MINORS**

- Children in need of mental health treatment (a) 26:347
- Definition of "Indian child" under the Indian Child Welfare Act of 1978 (a) 26:315
- Grandparental visitation rights permitted in Oklahoma (c) 26:245
- Resurgence of the tribal interest in Indian child custody proceedings (a) 26:315

**NEGLIGENCE**

- State negligent in releasing mental health patient (c) 26:273

**OIL AND GAS**

- Cotenancy in natural gas production (a) 26:135
- Impact of the changing regulatory attitudes on the implied covenant to market in gas contracts (e) 26:547
- Law of disproportionate gas sales (a) 26:135
- Right to take natural gas in kind with or without a joint operating agreement (a) 26:135
- Various Problems in mineral interest conveyancing (a) 26:175

**PARENT AND CHILD**

- Children in need of mental health treatment (a) 26:347
- Definition of "Indian child" under the Indian Child Welfare Act of 1978 (a) 26:315
- Grandparental visitation rights protected in Oklahoma (c) 26:245

**PIPELINES**

- Disproportionate gas sales (a) 26:135

**PRACTICE AND PROCEDURE**

- Practice and procedure in juvenile mental health proceedings (a) 26:347
- Recent developments and suggested reforms in Oklahoma civil appellate procedure (a) 26:489

**PROPERTY**

- Cotenancy in natural gas production (a) 26:135
- Right to take natural gas in kind with or without a joint operating agreement (a) 26:135

**REAL PROPERTY**

- Constitutionality of the National Trails System Act Amendments of 1983 (n) 26:295
- Property owners held strictly liable for contamination under CERCLA (c) 26:75

**RECENT DEVELOPMENTS**

- Division in the Supreme Court over the test to be used under the establishment clause of the first amendment (c) 26:107
- Impact of the changing regulatory attitudes on the implied covenant to market in gas contracts (e) 26:547
- Passive lender liability under CERCLA (c) 26:75
- Post-employment restrictive covenants are not enforceable if essential terms are missing (c) 26:425
- Recent developments and suggested reforms in Oklahoma civil appellate procedure (a) 26:489
- State decision to release mental patient is not discretionary under Oklahoma's Governmental Tort Claims Act (c) 26:273
- Tracking the development of grandparental visitation rights in Oklahoma (c) 26:245

**RELIGION**

- Division in the Supreme Court over the test to be used under the establishment clause of the first amendment (c) 26:107

**SECURED TRANSACTIONS**

- Effectiveness of the "security interest exemption" under CERCLA (c) 26:75

**STATUTORY CONSTRUCTION**

- Applicability of The Indian Child Welfare Act of 1978 (a) 26:315
- Economic efficiency orientation (a) 26:5

(a) refers to articles; (b) book reviews; (c) essays; (d) notes and comments; (f) addresses; (r) recent developments.

Legislative History of the Americans With Disabilities Act (a)	26:10	Oklahoma's Governmental Tort Claims Act (c)	26:273
Oklahoma's Restraint of Trade Stat- ute narrowly construed (c)	26:425	<b>TRIAL PRACTICE</b>	
<b>STRICT LIABILITY</b>		Right to jury trial in juvenile mental health proceedings (a)	26:347
Current landowners held strictly lia- ble for hazardous waste contami- nation under CERCLA (c)	26:75	<b>WORKERS' COMPENSATION</b>	
<b>TORTS</b>		Workers' compenation reform in Oklahoma (c)	26:405
State decision to release mental pa- tient is not discretionary under			

(a) refers to articles; (b) book reviews; (e) essays; (c) notes and comments; (f) addresses; (r) recent developments.