

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)  
COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 1596

By: Steidley

COMMITTEE SUBSTITUTE

An Act relating to to criminal procedure; creating a Court Cost Recovery Program within each district attorney's office; providing for staff and resources; providing for referral of delinquent costs, with exception; specifying uncollectible debts; providing procedures for actions to collect monies owed; providing for disbursement; excluding staff from staff and salary limitations in certain circumstances; requiring annual reports; providing for codification; providing an effective date; and declaring an emergency.

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 1500 of Title 22, unless there is created a duplication in numbering, reads as follows:

Each district attorney shall create within his office a Court Cost Recovery Program and assign sufficient staff and resources for the efficient operation of said program.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1501 of Title 22, unless there is created a duplication in numbering, reads as follows:

All court costs, court fines or related debts owed by an individual to the court which are uncollectible shall be referred by the court to the Court Cost Recovery Program provided for in Section 1 of this act, unless the court finds good cause for not making such a referral. Uncollectible debts shall include, but are not limited to, court costs, court fines or related debts

ordered by the court that have not been wholly paid within twelve (12) months of the date by which such debts were to be paid.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1502 of Title 22, unless there is created a duplication in numbering, reads as follows:

Upon referral, the district attorney's office may undertake collection actions to recover any such monies owed the court fund or any political subdivision. These actions include all civil remedies and all criminal penalties currently provided for by law. In addition, these remedies include any civil remedies currently available under state law to the IV-D child support program to collect delinquent child support.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1503 of Title 22, unless there is created a duplication in numbering, reads as follows:

Seventy-five percent (75%) of all monies collected by the Court Cost Recovery Program shall be disbursed to the court fund. Twenty-five percent (25%) of all monies collected shall be disbursed to the district attorney for use in the Court Cost Recovery Program. District attorneys may contract with local law enforcement to fulfill the obligation of this section in order to provide incentives to other agencies.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1504 of Title 22, unless there is created a duplication in numbering, reads as follows:

The district attorney may provide for staff for the Court Cost Recovery Program without reference to any limitations of staff or expenditure otherwise provided by law, provided that all staff so employed are funded entirely out of monies disbursed to the Court Cost Recovery Program pursuant to Section 4 of this act.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1505 of Title 22, unless there is created a duplication in numbering, reads as follows:

District attorneys will prepare and submit an annual report to the District Attorneys Council of total deposits and total expenditures in the Court Cost Recovery Program.

SECTION 7. This act shall become effective July 1, 1993.

SECTION 8. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

44-1-9542

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