

ENGROSSED SENATE
BILL NO. 966

By: Hendrick of the Senate

and

Morgan of the House

An Act relating to fees; amending 28 O.S. 1991,
Section 106, which relates to court costs and fees;
providing for disposal of certain unexpended court
costs; and providing an effective date.

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

SECTION 1. AMENDATORY 28 O.S. 1991, Section 106, is
amended to read as follows:

Section 106. A. It shall be the duty of the court clerk
receiving any costs or fees belonging to any other person, to
deposit the same in the court fund subject to the order of the
person entitled thereto, and to pay the same over on request; and if
such costs or fees shall not be claimed within three (3) years after
having been received, except in all cases where jurisdiction is
continuing, and three (3) years after final judgment, they shall
become the property of the court fund, provided that any unexpended
court costs or money in excess of Five Dollars (\$5.00) belonging to
litigants shall be mailed by the court clerk to the proper attorney
of record.

B. The court clerk shall have no duty to collect costs or fees
due from litigants totalling Five Dollars (\$5.00) or less after
three (3) years.

SECTION 2. This act shall become effective November 1, 1996.

Passed the Senate the 27th day of February, 1996.

President of the Senate

Passed the House of Representatives the ____ day of

_____, 1996.

Speaker of the House of
Representatives