

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

HOUSE BILL NO. 2134

By: Ramsey

AS INTRODUCED

An Act relating to cities and towns; amending 11 O.S. 1991, Sections 27-112 and 28-126, which relate to disposition of fines; modifying disposition of certain fines for traffic violations on certain roads; requiring county treasurer to deposit certain monies into certain fund; providing for use of certain funds; and providing an effective date.

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

SECTION 1. AMENDATORY 11 O.S. 1991, Section 27-112, is amended to read as follows:

Section 27-112. ~~All~~ A. Except as provided in subsection B of this section, all of the fees, fines, and forfeitures which come into the municipal court shall be paid by the clerk of the court to the municipal treasurer. The treasurer shall credit such deposits to the fund designated by the municipal governing body. The court clerk shall make duplicate receipts for the fees, fines, and forfeitures collected by him, one copy of which shall be retained by the municipal treasurer together with a detailed statement of all costs, the style of the case in which they were paid, and the name of the party paying the same.

B. One-half (1/2) of all fines collected by a municipality for any violation of a traffic ordinance of the municipality committed on any federal, state or county road within the municipality shall be remitted to the county treasurer of the county where the municipality is located. The county treasurer shall deposit the monies into the county road fund to be used for county road and bridge maintenance.

SECTION 2. AMENDATORY 11 O.S. 1991, Section 28-126, is amended to read as follows:

Section 28-126. ~~Any~~ A. Except as provided in subsection B of this section, any and all fines and costs collected, and all bonds and recognizances forfeited shall be paid into the treasury of the city. The court shall cause any furniture or equipment or other personal property which the court finds to have been actually used or intended to be used in violation of ordinances of the city to be delivered to the chief of police; provided that any of the furniture or equipment susceptible of legitimate use may be sold and the proceeds thereof shall be paid into the treasury of the city.

B. One-half (1/2) of all fines collected by a municipality for any violation of a traffic ordinance of the municipality committed on any federal, state or county road within the municipality shall be remitted to the county treasurer of the county where the municipality is located. The county treasurer shall deposit the monies into the county road fund to be used for county road and bridge maintenance.

SECTION 3. This act shall become effective November 1, 1996.

45-2-7912 JAF