
STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE BILL NO. 2729

By: Hastings

AS INTRODUCED

An Act relating to crimes and punishments; amending Section 4, Chapter 325, O.S.L. 1993, as amended by Section 3, Chapter 357, O.S.L. 1997 (21 O.S. Supp. 1997, Section 142B), which relates to civil actions by crime victims against offenders; clarifying language; and providing an effective date.

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

SECTION 1. AMENDATORY Section 4, Chapter 325, O.S.L. 1993, as amended by Section 3, Chapter 357, O.S.L. 1997 (21 O.S. Supp. 1997, Section 142B), is amended to read as follows:

Section 142B. In any civil action against an offender for damages by a victim of a felony crime committed by the offender, the court may award a victim who prevails in the civil action reasonable attorney's fees and other costs of litigation; provided, there has been a felony conviction of the defendant for the crime which caused the damage and the claim in the civil action was an uninsured claim. The court granting judgment in a civil action pursuant to the provisions of this section may reduce or limit the hardship exemption from garnishment provided in Section 1.1 of Title 31 of the Oklahoma Statutes, when a limitation or a reduction would be in the ~~interests~~ interest of justice.

SECTION 2. This act shall become effective November 1, 1998.

46-2-9059

LAC