

SHORT TITLE: Civil procedure; removing certain limitation on deposition expenses; effective date.

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

SENATE BILL NO. 228

By: Williamson

AS INTRODUCED

An Act relating to civil procedure; amending 12 O.S. 1991, Section 942, which relates to court costs; clarifying language; removing certain limitation on deposition expenses; and providing an effective date.

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

SECTION 1. AMENDATORY 12 O.S. 1991, Section 942, is amended to read as follows:

Section 942. A judge of any court of this state may award the following as costs:

1. Any fees assessed by the court clerk or the clerk of the appellate court;

2. Reasonable expenses for the giving of notice, including expenses for service of summons and other judicial process and expenses for publication;

3. Statutory witness fees and reasonable expenses for service of subpoenas;

4. Costs of copying papers necessarily used at trial, limited to ~~ten cents (\$0.10) per page or~~ the amount authorized by law ~~to be charged for medical records, necessarily used at trial.~~ If no amount is specified, costs of copying papers shall be limited to ten cents (\$0.10) per page;

5. Transcripts of the trial or another proceeding that the court determines are necessary to resolve the case; ~~and~~

6. Reasonable expenses for taking and transcribing deposition testimony, ~~but not to exceed the fee per page authorized by Section 106.4 of Title 20 of the Oklahoma Statutes for trial transcripts,~~ for furnishing copies to the witness and opposing counsel, and for recording deposition testimony on videotape, but not to exceed One Hundred Dollars (\$100.00) per two-hour videotape, unless the court determines that a particular deposition was neither reasonable nor necessary.

~~Unless provided otherwise by law, no other items shall be allowed as costs; and~~

7. Any other expenses authorized by law to be collected as costs.

SECTION 2. This act shall become effective November 1, 1997.

46-1-0529 KSM