

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

SENATE BILL 65

By: Herbert

AS INTRODUCED

An Act relating to civil procedure; amending 12 O.S. 1991, Section 816, which relates to forwarding of proceeds of execution by mail; requiring sheriff to forward proceeds of execution to certain court clerk in certain form; providing for certain deductions from proceeds; and declaring an emergency.

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

SECTION 1. AMENDATORY 12 O.S. 1991, Section 816, is amended to read as follows:

Section 816. ~~No~~ The sheriff shall forward, by certified mail, any money made collected and not otherwise distributed on any such execution, unless he shall be especially instructed to do it by the plaintiff, his agent or attorney of record to the court clerk of the jurisdiction issuing the execution. The proceeds shall be forwarded in the form of a certified check, money order, or cashier's check made payable to the court clerk of the jurisdiction issuing the execution. The cost of issuing and mailing the certified check, money order, or cashier's check shall be deducted from the proceeds to be forwarded.

SECTION 2. 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.

48-1-406

CAP

6/12/2015 11:17:27 AM