

STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 838

By: Shurden of the Senate

and

Erwin of the House

COMMITTEE SUBSTITUTE

(Sheriffs - civil action fees - effective date -
emergency)

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

SECTION 1. AMENDATORY 28 O.S. 2001, Section 152.1, is amended to read as follows:

Section 152.1 A. In civil cases, the court clerk shall collect and deposit in the court fund the following charges in addition to the flat fee:

1. For posting notices and filing certificates required by statute.....\$30.00
2. For the filing of any counterclaim or setoff pursuant to Section 1758 of Title 12 of the Oklahoma Statutes.....\$20.00
3. For mailing by any type of mail writs, warrants, orders, process, command, or notice for each person.....\$ 7.00
4. For the actual cost of all postage in each case in excess of\$ 7.00
5. For serving ~~or endeavoring to serve~~ each writ, warrant, order, process,

command, or notice for each person in
 one or more counties.....~~\$35.00~~
50.00

provided that if more than one person is
 served at the same address, one flat
 fee of ~~Thirty-five Dollars (\$35.00)~~
Fifty Dollars (\$50.00) may be charged

- 6. For sheriff's fees on court-ordered
 sales of real or personal property.....\$75.00
- 7. When a jury is requested.....\$60.00
- 8. For issuing each summons for each person.....\$ 5.00
- 9. For services of a court reporter at each
 trial held in the case.....\$20.00

The fees prescribed in paragraphs 5 and 6 of subsection A of
 this section shall be paid by the court clerk into the Sheriff's
 Service Fee Account, created pursuant to the provisions of Section
 514.1 of Title 19 of the Oklahoma Statutes, of the sheriff in the
 county where service is made or attempted or where the sheriff's
 sale occurs. All other fees shall be deposited into the local court
 fund in the county where collected.

B. Of the amounts collected pursuant to the provisions of
 paragraphs 1, 2 and 7 of subsection A of this section, the sum of
 Ten Dollars (\$10.00) shall be deposited to the credit of the Child
 Abuse Multidisciplinary Account.

SECTION 2. This act shall become effective July 1, 2003.

SECTION 3. 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.

49-1-6676 SD 04/01/03