

ENROLLED HOUSE
BILL NO. 2195

By: Deutschendorf, Perry,
Reynolds and Sullivan of
the House

and

Maddox of the Senate

An Act relating to counties and county officers;
authorizing filing for certain documents; clarifying
responsibilities of the county clerk and Secretary of
State; allowing county clerks to accept certain
payments; providing method for certain calculation
for service charge; authorizing county clerks to
enter into certain contracts; authorizing county
clerks to establish certain fee accounts; providing
for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 298.1 of Title 19, unless there
is created a duplication in numbering, reads as follows:

Notwithstanding any other provision to the contrary in Section
298 of Title 19 of the Oklahoma Statutes, an electronic document
presented in compliance with the Uniform Electronic Transaction Act
is acceptable for filing. Nothing in this section shall require any
county clerk to establish, accept, or transmit any document in an
electronic format. The Secretary of State does not guarantee the
validity of any registered certification authorities, as defined in
Section 15-102 of Title 12A of the Oklahoma Statutes, nor regulates
or monitors such registered certification authorities.

SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 32.3 of Title 28, unless there
is created a duplication in numbering, reads as follows:

Notwithstanding any other provision of law, a county clerk may
accept payment for fees by automated clearing house or by a
nationally recognized debit or credit card. If payment is made by a
credit or debit card, the county clerk shall add an amount equal to
the amount of the service charge incurred for the acceptance of the
payment. A county clerk may enter into contracts for credit card
processing services according to applicable county purchasing laws
or may enter into agreements with the State Treasurer to participate
in any credit card processing agreements entered into by the State
Treasurer. County clerks may establish prepaid fee accounts in a
manner as prescribed by the Office of the State Auditor and
Inspector.

SECTION 3. This act shall become effective November 1, 2004.

Passed the House of Representatives the 26th day of April, 2004.

Presiding Officer of the House of
Representatives

Passed the Senate the 8th day of April, 2004.

Presiding Officer of the Senate