

3 Senate Bill No. 329  
4 As Amended

5 SENATE BILL NO. 329 - By: LASTER of the Senate and MORGAN (Fred) of  
6 the House.

7 [ county officers - attorney fees - specified circumstances  
8 - codification - effective date ]

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

10 SECTION 1. NEW LAW A new section of law to be codified  
11 in the Oklahoma Statutes as Section 138.7a of Title 19, unless there  
12 is created a duplication in numbering, reads as follows:

13 A. In every case in which the defendant is subject to the death  
14 penalty and an attorney other than a county indigent defender is  
15 assigned to the case as provided by Section 138.7 of Title 19 of the  
16 Oklahoma Statutes, total compensation for attorneys who serve as  
17 lead counsel and co-counsel shall not exceed the limits set in  
18 Section 1355.13 of Title 22 of the Oklahoma Statutes.

19 B. The maximum statutory fee established pursuant to this  
20 section may be exceeded only when counsel establishes that the case  
21 is an exceptional one which requires an extraordinary amount of time  
22 to litigate and that the request for extraordinary attorney fees is  
23 reasonable.

1           SECTION 2. This act shall become effective November 1, 2005.  
2   COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-16-05 - DO  
3   PASS, As Amended and Coauthored.