

THE HOUSE OF REPRESENTATIVES  
Wednesday, March 5, 2008

House Bill No. 2823

HOUSE BILL NO. 2823 - By: SULLIVAN of the House and CRAIN of the Senate.

An Act relating to courts; amending 20 O.S. 2001, Section 1310.1, as amended by Section 1, Chapter 5, O.S.L. 2003 (20 O.S. Supp. 2007, Section 1310.1), which relates to the Supreme Court Revolving Fund; modifying purpose of Fund; providing for appropriated funding for the operation of the alternative dispute resolution system; authorizing certain expenditures by the Supreme Court to obtain grants or federal aid; authorizing the Chief Justice of the Oklahoma Supreme Court to accept certain donations or gifts on behalf of the judiciary; providing for receipt for donations and gifts; providing for report of donations and gifts; providing for codification; providing an effective date; and declaring an emergency.

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

1 SECTION 1. AMENDATORY 20 O.S. 2001, Section 1310.1, as amended by  
2 Section 1, Chapter 5, O.S.L. 2003 (20 O.S. Supp. 2007, Section 1310.1), is amended to  
3 read as follows:  
4 Section 1310.1 There is hereby created in the State Treasury a revolving fund for  
5 the State Supreme Court, to be designated the "Supreme Court Revolving Fund". The  
6 fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of  
7 monies appropriated by the Legislature for the purposes specified in this section. All  
8 monies accruing to the credit of said fund are hereby appropriated and may be budgeted  
9 and expended by the Supreme Court for refunds to bondsmen and for the purpose of  
10 paying expenses authorized by ~~Section 1809 of Title 12 of the Oklahoma Statutes,~~

1 Sections 103.1, 1311, 1507 and 1660 of this title, and Sections 562 and 1355.13A of Title  
2 22 of the Oklahoma Statutes, and to make any other expenditures determined by the  
3 State Supreme Court to be necessary due to unforeseen emergencies impacting the  
4 operation of state courts, as well as nonrecurring expenditures to perform the duties  
5 imposed upon the State Supreme Court or Court of Civil Appeals by law. Expenditures  
6 from said fund shall be made upon warrants issued by the State Treasurer against  
7 claims filed as prescribed by law with the Director of State Finance for approval and  
8 payment.

9 SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma  
10 Statutes as Section 1310.3 of Title 20, unless there is created a duplication in numbering,  
11 reads as follows:

12 All state funding that is appropriated and may be budgeted and expended by the  
13 Supreme Court or that is otherwise made available to the Supreme Court for the  
14 operation of the alternative dispute resolution system operated by the Administrative  
15 Office of the Courts pursuant to the authority and direction of the Oklahoma Supreme  
16 Court shall be funded from state appropriated funds.

17 SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma  
18 Statutes as Section 1310.4 of Title 20, unless there is created a duplication in numbering,  
19 reads as follows:

20 All funds available by law for expenditure by the Supreme Court may be used and  
21 expended in conjunction or cooperation with any federal agency or instrumentality

UNDERLINED language denotes Amendments to present Statutes.  
**BOLD FACE CAPITALIZED** language denotes Committee Amendments.  
~~Strike thru~~ language denotes deletion from present Statutes.

1 pursuant to such terms and conditions as may be necessary to obtain grants or federal  
2 aid assistance in accordance with state law.

3 SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma  
4 Statutes as Section 1310.5 of Title 20, unless there is created a duplication in numbering,  
5 reads as follows:

6 The Chief Justice of the Supreme Court of the State of Oklahoma is hereby  
7 authorized to accept, upon behalf of the judiciary of this state or any court or agency  
8 within the judicial branch, any donation or gift, testamentary or otherwise, of any  
9 property presented by any governmental or private entity. All gifts of cash or the  
10 equivalent of cash and delivery of property shall be receipted for by the Administrative  
11 Office of the Courts, which shall report annually to the Legislature all monies and  
12 properties received and expended by virtue of this section.

13 SECTION 5. This act shall become effective July 1, 2008.

14 SECTION 6. It being immediately necessary for the preservation of the public  
15 peace, health and safety, an emergency is hereby declared to exist, by reason whereof  
16 this act shall take effect and be in full force from and after its passage and approval.

17 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY AND PUBLIC SAFETY,  
18 dated 03-04-08 - DO PASS, As Coauthored.