

1 ENGROSSED SENATE
2 BILL NO. 1318

By: Anderson of the Senate
and
Jackson of the House

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7 An Act relating to fees; amending 28 O.S. 2001,
8 Section 31, as last amended by Section 1, Chapter
9 288, O.S.L. 2004 (28 O.S. Supp. 2009, Section 31),
10 which relates to fees of court clerks; modifying
11 certain fee under specified circumstances; providing
12 an effective date; and declaring an emergency.

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

14 SECTION 1. AMENDATORY 28 O.S. 2001, Section 31, as last
15 amended by Section 1, Chapter 288, O.S.L. 2004 (28 O.S. Supp. 2009,
16 Section 31), is amended to read as follows:

17 Section 31. Notwithstanding any other provision of law, the
18 clerk of the district court, or the clerk of any other court of
19 record, shall charge and collect the following fees for services by
20 them respectively rendered and none others, except as otherwise
21 provided by law:

22 Approving bond or undertaking, including
23 certificate and seal.....\$3.00
24 Making copy of an instrument of record or
on file, first page.....\$1.00

1 subsequent pages (each).....\$0.50

2 Making copy of an instrument of record or

3 on file pursuant to a request under the

4 Open Records Act, Section 24A.1 et seq.

5 of Title 51 of the Oklahoma Statutes,

6 per page\$0.25

7 Certifying to any instrument (each).....\$0.50

8 Authentication of court records.....\$5.00

9 Receiving and paying out money in

10 pursuance of law or order of court.....1%

11 provided, however, that such charge

12 shall not exceed \$300.00.

13 Application, issuing, entering return and

14 recording marriage license if the

15 applicants submit a certificate that

16 states the applicants have completed the

17 premarital counseling program pursuant

18 to Section 5.1 of Title 43 of the

19 Oklahoma Statutes.....\$5.00

20 Application, issuing, entering return and

21 recording marriage license if the

22 applicants do not submit a certificate

23 that states the applicants have

24 completed the premarital counseling

1 program pursuant to Section 5.1 of Title
 2 43 of the Oklahoma Statutes.....\$50.00
 3 Conveyance of full-blood Indian heirs to
 4 interest in inherited lands, same to be
 5 accounted for as other fees.....\$5.00
 6 Posting notice outside the courthouse.....\$10.00
 7 Mailing, by any type of mail, writs,
 8 warrants, orders, process, command or
 9 notice for each person.....\$10.00, or
 10 actual expense, whichever is greater,
 11 except ordinary mailing of first-class
 12 mail in probate cases, for each case.....\$10.00, or
 13 actual expense, whichever is greater.
 14 For the actual cost of all postage in each
 15 case in excess of.....\$10.00, or
 16 actual expense, whichever is greater.
 17 For filing and indexing of disclaimers
 18 other than in pending probate or civil
 19 cases pursuant to the provisions of
 20 Section 751 et seq. of Title 60 of the
 21 Oklahoma Statutes.....\$5.00

22 SECTION 2. This act shall become effective July 1, 2010.

23 SECTION 3. It being immediately necessary for the preservation
 24 of the public peace, health and safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3 Passed the Senate the 22nd day of February, 2010.

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Presiding Officer of the Senate

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7 Passed the House of Representatives the ____ day of _____,

8 2010.

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Presiding Officer of the House
of Representatives

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