

1 (3/4) in a special agency account fund in the State Treasury,
2 designated the Attorney General's Evidence Fund, which fund shall be
3 a continuing fund, not subject to fiscal year limitations, and one-
4 fourth (1/4) in the Attorney General's Revolving Fund created by
5 Section 20 of this title. Provided, however, the provisions for
6 deposits into the Attorney General's Revolving Fund shall not apply
7 to any monies paid to the State of Oklahoma as a result of the
8 settlement of the lawsuit filed by the State of Oklahoma against the
9 tobacco industry.

10 2. All money paid to the Attorney General for reimbursement of
11 court costs, fees and other expenses and appropriated monies
12 authorized to be transferred to the agency special account shall be
13 deposited in the Attorney General's Evidence Fund. Such fund shall
14 be used by the Attorney General for necessary expenses relative to
15 any pending case or other matter within the official responsibility
16 of the Attorney General.

17 ~~3. Notwithstanding other provisions of this section, the~~
18 ~~balance on deposit in the Attorney General's Evidence Fund shall~~
19 ~~never exceed the sum of One Million Five Hundred Thousand Dollars~~
20 ~~(\$1,500,000.00). Effective July 1, 2005, the balance on deposit in~~
21 ~~the Attorney General's Evidence Fund shall never exceed the sum of~~
22 ~~One Million Eight Hundred Fifty Thousand Dollars (\$1,850,000.00).~~

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1 B. All money received or credited by the Attorney General on
2 behalf of the Teachers' Retirement System of Oklahoma, the Oklahoma
3 Public Employees Retirement System, the Oklahoma Firefighters
4 Pension and Retirement System, the Oklahoma Police Pension and
5 Retirement System, the Oklahoma Law Enforcement Retirement System or
6 the Uniform Retirement System for Justices and Judges shall be paid
7 to the State Treasurer of the state and distributed to the
8 appropriate fund of the respective retirement system as directed by
9 the board of trustees of said respective retirement system. The
10 Attorney General shall invoice the respective retirement system and
11 the respective retirement system shall pay for reasonable attorney's
12 fee for actual legal services rendered by the Attorney General's
13 office related to the money received or credited on behalf of the
14 respective retirement system based on an hourly rate determined by
15 the Attorney General. The hourly rate charged by the Attorney
16 General to a retirement system for services related to the
17 collection of money received or credited on behalf of the respective
18 retirement system shall be based on the labor, time and problems
19 involved, the skill and expertise called for in the performance of
20 the services and the standing of the specific attorney or attorneys
21 involved. The hourly rate charged by the Attorney General to a
22 retirement system shall not be based on the value of the property at
23 issue or recovered. The Attorney General shall not separately

1 invoice a retirement system for the work performed by an attorney
2 employed by the Attorney General's office whose salary and other
3 related costs are paid in part or in whole by said retirement system
4 pursuant to an agreement entered into between the Attorney General
5 and the retirement system for legal services.

6 C. From any monies paid to the State of Oklahoma representing
7 attorney fees, paralegal fees and other costs of litigating the
8 lawsuit filed by the State of Oklahoma against the tobacco industry,
9 the Attorney General shall make such deposits as are appropriate
10 pursuant to subsection A of this section. The balance of any such
11 monies shall be deposited in the General Revenue Fund of the State
12 Treasury.

13 SECTION 2. This act shall become effective November 1, 2011.

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15 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
16 02-24-2011 - DO PASS, As Coauthored.

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