

05/15/2013 10:25:32 AM

HOUSE OF REPRESENTATIVES
CONFERENCE COMMITTEE REPORT

Mr. President:
Mr. Speaker:

The Conference Committee, to which was referred

HB2182

By: Blackwell of the House and Marlatt of the Senate

Title: County clerks; modifying fees for copies of certain records. Emergency.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from its amendment; and
2. That the attached Conference Committee Substitute be adopted.

Respectfully submitted,

House Action _____ Date _____ Senate Action _____ Date _____

HOUSE CONFEREES

Armes, Don

Billy, Lisa J.

Brown, Mike

Christian, Mike

Coody, Ann

Ann Coody

Cox, Doug

Douglas G Cox M.P.

Denney, Lee

Lee Denney

Dorman, Joe

Joe Dorman

Hickman, Jeffrey W.

Hoskin, Chuck

Chuck Hoskin

Kern, Sally

Sally Kern

Martin, Scott

Scott C. Martin

McCullough, Mark

Mark McCullough

McDaniel, Jeannie

Jeannie McDaniel

McNiel, Skye

Skye McDaniel

McPeak, Jerry

Morrisette, Richard

Nelson, Jason

Newell, Tom

Tom Newell

Osborn, Leslie

Leslie Osborn

Proctor, Eric

Roberts, Sean

Sean Roberts

Sanders, Mike

Mike Sanders

Schwartz, Colby

Colby Schwartz

Sears, Earl

Earl Sears

Watson, Weldon

Weldon Watson

Wesselhoft, Paul

SENATE CONFEREES

Marlatt A. Bryan McIntosh
Treat [Signature]
David [Signature]
Justice [Signature]
Ballenger [Signature]
Sparks _____

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 2182

By: Blackwell of the House

and

Marlatt of the Senate

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10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to county clerks; amending 19 O.S.
12 2011, Section 245, which relates to county clerks;
13 modifying fees for copies of certain records;
14 allowing clerk to charge fee for certain records;
15 defining term; requiring recording devices be
16 supplied by clerk; providing exemption; prohibiting
17 sale of certain tract index for commercial purpose;
18 and declaring an emergency.

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

20 SECTION 1. AMENDATORY 19 O.S. 2011, Section 245, is
21 amended to read as follows:

22 Section 245. A. It shall be the duty of ~~such~~ the county clerk
23 to designate upon every account, which shall be audited and allowed
24 by the board, the amount so allowed, and ~~he~~ the clerk shall deliver
to any person a copy certified or otherwise of any record in ~~his~~ the

1 clerk's office and any account on file thereon, ~~on~~ upon receiving
2 ~~from such person~~ the fee allowed pursuant to the Oklahoma Open
3 Records Act or the county clerk fee schedule, Section ~~24A et seq.~~ 32
4 of Title ~~51~~ 28 of the Oklahoma Statutes, for every page contained in
5 ~~such~~ the copy. Upon demand, the clerk shall furnish a certified
6 copy in the form as it exists and at the preference of the requestor
7 as provided by the Oklahoma Open Records Act or the county clerk fee
8 schedule.

9 B. If the clerk provides records in an electronic format, the
10 clerk may charge a reasonable fee for providing such records. For
11 purposes of this section, "reasonable fee" shall mean the fee being
12 charged by the clerk as of January 1, 2013, but shall not exceed
13 twenty-five cents (\$0.25) per page or fifteen cents (\$0.15) per page
14 for providing more than three thousand five hundred pages in an
15 electronic format. All recording devices for providing records in
16 an electronic format shall be supplied by the county clerk. News
17 media obtaining records in an electronic format for a news purpose
18 and licensed abstractors performing their duties pursuant to state
19 law shall be exempt from the fees provided for in this subsection.
20 Nothing in this section shall be construed to allow county clerks to
21 provide all or part of a tract index for use in any commercial
22 purpose.

23 SECTION 2. 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.

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4 54-1-8017 LRB 05/08/13

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