

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 HOUSE BILL 3175

By: Blackwell

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5
6 AS INTRODUCED

7 An Act relating to counties and county officers;
8 amending 19 O.S. 2011, Section 245, as amended by
9 Section 1, Chapter 360, O.S.L. 2013 (19 O.S. Supp.
10 2013, Section 245), which relates to county clerks;
11 modifying exemption from certain fees; and providing
12 an effective date.

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

14 SECTION 1. AMENDATORY 19 O.S. 2011, Section 245, as
15 amended by Section 1, Chapter 360, O.S.L. 2013 (19 O.S. Supp. 2013,
16 Section 245), is amended to read as follows:

17 Section 245. A. It shall be the duty of the county clerk to
18 designate upon every account, which shall be audited and allowed by
19 the board, the amount so allowed, and the clerk shall deliver to any
20 person a copy certified or otherwise of any record in the clerk's
21 office and any account on file thereon, upon receiving the fee
22 allowed pursuant to the Oklahoma Open Records Act or the county
23 clerk fee schedule, Section 32 of Title 28 of the Oklahoma Statutes,
24 for every page contained in the copy. Upon demand, the clerk shall

1 furnish a certified copy in the form as it exists and at the
2 preference of the requestor as provided by the Oklahoma Open Records
3 Act or the county clerk fee schedule.

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

18 SECTION 2. This act shall become effective November 1, 2014.

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