

1 ENGROSSED HOUSE
2 BILL NO. 2068

By: Grau and Nelson of the
House

3 and

4 David of the Senate

5
6
7 An Act relating to civil procedure; amending 12 O.S.
8 2011, Section 936, which relates to costs; excepting
9 actions by the Department of Human Services to
10 establish or enforce a debt; and providing an
11 effective date.

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

13 SECTION 1. AMENDATORY 12 O.S. 2011, Section 936, is
14 amended to read as follows:

15 Section 936. A. In any civil action to recover for labor or
16 services rendered, or on an open account, a statement of account,
17 account stated, note, bill, negotiable instrument, or contract
18 relating to the purchase or sale of goods, wares, or merchandise,
19 unless otherwise provided by law or the contract which is the
20 subject of the action, the prevailing party shall be allowed a
21 reasonable attorney fee to be set by the court, to be taxed and
22 collected as costs.

23 B. In any civil action to recover unpaid fees, fines, costs,
24 expenses or any other debt owed to this state or its agencies, as

1 defined pursuant to Section 152 of Title 51 of the Oklahoma
2 Statutes, unless otherwise provided by law, the prevailing party
3 shall be allowed a reasonable attorney fee to be set by the court,
4 to be taxed and collected as costs. This section shall not apply to
5 actions brought by the Department of Human Services to establish or
6 enforce a debt owed to the state pursuant to Section 238 of Title 56
7 of the Oklahoma Statutes.

8 SECTION 2. This act shall become effective November 1, 2015.

9 Passed the House of Representatives the 2nd day of March, 2015.

10
11 _____
12 Presiding Officer of the House
of Representatives

13 Passed the Senate the ___ day of _____, 2015.

14
15
16 _____
17 Presiding Officer of the Senate
18
19
20
21
22
23
24