

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 HOUSE BILL 2224

By: Grau

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6 AS INTRODUCED

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
establish or enforce a debt; and providing an
effective date.

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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.

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10 55-1-5482 EK 12/23/14