

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 SENATE BILL NO. 1497

By: Holt of the Senate

and

6 Hall of the House

7
8
9 COMMITTEE SUBSTITUTE

10 An Act relating to attorney fees; amending 25 O.S.
11 2011, Section 314, which relates to violations of the
12 Open Meeting Act; authorizing suits for violations of
13 the Open Meeting Act; directing award of attorney
14 fees if suit found to be clearly frivolous; and
15 providing an effective date.

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

17 SECTION 1. AMENDATORY 25 O.S. 2011, Section 314, is
18 amended to read as follows:

19 Section 314. A. Any person or persons willfully violating any
20 of the provisions of this act shall be guilty of a misdemeanor and
21 upon conviction shall be punished by a fine not exceeding Five
22 Hundred Dollars (\$500.00) or by imprisonment in the county jail for
23 a period not exceeding one (1) year or by both such fine and
24 imprisonment.

B. Following a violation of this act, any person:

1 1. May bring a civil suit for declarative or injunctive relief,
2 or both; and

3 2. If successful, shall be entitled to reasonable attorney
4 fees.

5 C. If the public body successfully defends a civil suit and the
6 court finds that the suit was clearly frivolous, the public body
7 shall be entitled to reasonable attorney fees.

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

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10 54-2-10635 EK 03/26/14