

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2306 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Charles McCall

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

PROPOSED COMMITTEE
SUBSTITUTE

FOR

HOUSE BILL NO. 2306

By: McCall

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to fees; amending 28 O.S. 2011,
Section 152.1, as amended by Section 4, Chapter 362,
O.S.L. 2016 (28 O.S. Supp. 2016, Section 152.1),
which relates to fees in civil actions; establishing
fee for issuance of subpoenas; providing an effective
date; and declaring an emergency.

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

SECTION 1. AMENDATORY 28 O.S. 2011, Section 152.1, as
amended by Section 4, Chapter 362, O.S.L. 2016 (28 O.S. Supp. 2016,
Section 152.1), is amended to read as follows:

Section 152.1 A. In civil cases, the court clerk shall collect
and deposit in the court fund the following charges in addition to
the flat fee:

1. For posting notices and filing
certificates required by statute.....\$30.00

2. For the filing of any counterclaim or
setoff pursuant to Section 1758 of
Title 12 of the Oklahoma Statutes.....\$20.00

3. For mailing by any type of mail writs,
warrants, orders, process, command, or
notice for each person.....\$10.00
4. For the actual cost of all postage in
each case in excess of.....\$10.00
5. For serving or endeavoring to serve each
writ, warrant, order, process,
command, or notice for each person in
one or more counties.....\$50.00
- provided that if more than one person is
served at the same address, one flat fee
of Fifty Dollars (\$50.00) may be charged
6. For sheriff's fees on court-ordered
sales of real or personal property.....\$75.00
7. When a jury is requested.....\$349.00
8. For issuing each summons for each person.....\$10.00
9. For issuing each subpoena for each
person.....\$25.00
10. For services of a court reporter at
each trial held in the case.....\$20.00
- ~~10.~~ 11. For filing a motion for summary
judgment or summary disposition of
issue(s).....\$50.00

1 The fees prescribed in paragraphs 5 and 6 of this subsection
2 shall be paid by the court clerk into the Sheriff's Service Fee
3 Account, created pursuant to the provisions of Section 514.1 of
4 Title 19 of the Oklahoma Statutes, of the sheriff in the county
5 where service is made or attempted or where the sheriff's sale
6 occurs. All other fees shall be deposited into the local court fund
7 in the county where collected.

8 B. The fee prescribed in paragraph 7 of subsection A of this
9 section shall be paid at the time of the pretrial conference by the
10 party requesting a jury.

11 SECTION 2. This act shall become effective July 1, 2017.

12 SECTION 3. It being immediately necessary for the preservation
13 of the public peace, health or safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

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17 56-1-7094 SD 02/23/17
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