

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 ENGROSSED SENATE
5 BILL NO. 38

 By: Thompson and Pittman of the
 Senate

6 and

7 Wallace of the House

8
9
10 An Act relating to fines and fees; amending 20 O.S.
11 2011, Section 1313.4, which relates to the Forensic
12 Science Improvement Revolving Fund; modifying certain
13 fees; and providing an effective date.

14
15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 20 O.S. 2011, Section 1313.4, is
17 amended to read as follows:

18 Section 1313.4. A. In addition to the penalty assessments and
19 fees imposed by Sections 1313.2 and 1313.3 of this title, any person
20 convicted of any offense, including traffic offenses, but excluding
21 parking and standing violations, punishable by a fine of Ten Dollars
22 (\$10.00) or more or by incarceration, or any person forfeiting any
23 bond when charged with any offense, shall be ordered by the court to
24 pay a Forensic Science Improvement Assessment in the amount of ~~Five~~

1 ~~Dollars (\$5.00)~~ Ten Dollars (\$10.00) for each offense. The
2 assessment shall be in addition to, and not in substitution for, any
3 and all fines and penalties otherwise provided by law for the
4 offense. The assessment shall be collected at the time and in the
5 manner as the fees provided in Sections 1313.2 and 1313.3 of this
6 title. Each municipal court clerk is authorized to retain five
7 percent (5%) of the assessment collected by each municipal court
8 clerk pursuant to the provisions of this section. All court clerks
9 shall send the assessments collected to the Oklahoma State Bureau of
10 Investigation for deposit into the Forensic Science Improvement
11 Revolving Fund created by Section 150.35 of Title 74 of the Oklahoma
12 Statutes less any amount authorized to be retained. The deposits of
13 funds collected pursuant to the provisions of this section shall be
14 due and payable as required in subsection H of Section 1313.2 of
15 this title. Any funds deposited as required by this section shall
16 be listed as a separate item from other deposits made pursuant to
17 Sections 1313.2 and 1313.3 of this title.

18 B. As used in this section, "convicted" and "court" shall have
19 the same meaning as defined by Section 1313.2 of this title.

20 SECTION 2. This act shall become effective November 1, 2017.
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22 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
23 04/11/2017 - DO PASS.
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