

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 340

By: Holt

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5
6 AS INTRODUCED

7 An Act relating to fines and costs; amending 11 O.S.
8 2011, Section 28-124, which relates to imprisonment
9 for nonpayment of fines; allowing certain discretion
for repayment of fines and costs; 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 11 O.S. 2011, Section 28-124, is
14 amended to read as follows:

15 Section 28-124. Any person who shall be convicted in the
16 municipal criminal court of record of a violation of any ordinance
17 of the city and sentenced to pay a fine and costs, who is
18 financially able but refuses or neglects to pay such fine and costs,
19 shall be imprisoned in the jail, farm or workhouse of the city, in
20 the discretion of the court, and at a minimum for one (1) day for
21 each Twenty-five Dollars (\$25.00) of the fine and cost assessed or
22 one (1) day for each Fifty Dollars (\$50.00) of the fine and cost
23 assessed if the person performs useful labor. If the defendant is
24 without means to pay the fine or costs, the municipal judge may

1 direct the total amount due to be entered upon the court minutes and
2 to be certified to the district court in the county where the situs
3 of the municipal government is located where it shall be entered
4 upon the district court judgment docket and shall have the full
5 force and effect of a district court judgment. Thereupon, the same
6 remedies shall be available for the enforcement of the judgment as
7 are available to any other judgment creditor. Further, if the
8 defendant is without means to pay the fine or costs, and no undue
9 hardship would result, the municipal judge may direct the defendant
10 to perform community service at a rate of not less than the current
11 federal minimum wage.

12 SECTION 2. This act shall become effective November 1, 2017.

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