

<DateSubmitted>

HOUSE OF REPRESENTATIVES
CONFERENCE COMMITTEE REPORT

Mr. President:
Mr. Speaker:

The Conference Committee, to which was referred

HB2306

By: McCall of the House and Smalley of the Senate

Title: Fees; fees in civil actions; establishing fee for issuance of subpoenas.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. Conferees are unable to agree.

Respectfully submitted,

House Action _____ Date _____ Senate Action _____ Date _____

SENATE CONFEREES

Allen _____
 Bass _____
 Bergstrom _____
 Bice _____
 Boggs _____
 Brecheen _____
 Brown _____
 Dahm _____
 Daniels _____
 David _____
 Dossett _____
 Dugger _____
 Fields _____
 Floyd _____
 Fry _____
 Griffin _____
 Holt _____
 Jech _____
 Kidd _____
 Leewright _____
 Marlatt _____
 Matthews _____
 McCortney _____
 Newberry _____

Newhouse _____
 Paxton _____
 Pederson _____
 Pemberton _____
 Pittman _____
 Pugh _____
 Quinn _____
 Rader _____
 Scott _____
 Sharp _____
 Shaw _____
 Silk _____
 Simpson _____
 Smalley _____
 Sparks _____
 Standridge _____
 Stanislawski _____
 Sykes _____
 Thompson _____
 Yen _____

House Action _____ Date _____

Senate Action _____ Date _____

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
BILL NO. 2306
By: McCall of the House
and
Smalley of the Senate

3
4
5
6
7 An Act relating to fees; amending 28 O.S. 2011,
8 Section 152.1, as amended by Section 4, Chapter 362,
9 O.S.L. 2016 (28 O.S. Supp. 2016, Section 152.1),
which relates to fees in civil actions; and
establishing fee for issuance of subpoenas.

10
11
12 AMENDMENT NO. 1. strike the title to read

13 "[fees - fees in civil actions]"

14 Passed the Senate the 27th day of April, 2017.

15
16 _____
Presiding Officer of the Senate

17
18 Passed the House of Representatives the ____ day of _____,
19 2017.

20
21 _____
22 Presiding Officer of the House
of Representatives

23
24

1 ENGROSSED HOUSE
2 BILL NO. 2306
3 By: McCall of the House
4 and
5 Smalley of the Senate
6

7 An Act relating to fees; amending 28 O.S. 2011,
8 Section 152.1, as amended by Section 4, Chapter 362,
9 O.S.L. 2016 (28 O.S. Supp. 2016, Section 152.1),
10 which relates to fees in civil actions; and
11 establishing fee for issuance of subpoenas.

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

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

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

- 19 1. For posting notices and filing
20 certificates required by statute.....\$30.00
21 2. For the filing of any counterclaim or
22 setoff pursuant to Section 1758 of
23 Title 12 of the Oklahoma Statutes.....\$20.00
24

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 filing a Motion to Enter.....\$25.00
11. For services of a court reporter at
each trial held in the case.....\$20.00
12. For filing a motion for summary
judgment or summary disposition of
issue(s).....\$50.00

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

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

Passed the House of Representatives the 7th day of March, 2017.

Presiding Officer of the House
of Representatives

Passed the Senate the ____ day of _____, 2017.

Presiding Officer of the Senate