

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 57th Legislature (2020)

4 HOUSE BILL 3284

 By: Taylor

7 AS INTRODUCED

8 An Act relating to motor vehicles; amending Section
9 2, Chapter 237, O.S.L. 2018 (47 O.S. Supp. 2019,
10 Section 11-801e), which relates to speeding
 violations; deleting certain expiration date; and
 providing an effective date.

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

14 SECTION 1. AMENDATORY Section 2, Chapter 237, O.S.L.
15 2018 (47 O.S. Supp. 2019, Section 11-801e), is amended to read as
16 follows:

17 Section 11-801e. ~~A.~~ Notwithstanding any other provision of
18 law, any person convicted of a speeding violation of one (1) to ten
19 (10) miles per hour over the limit, pursuant to subsection B or F of
20 Section 11-801 of ~~Title 47 of the Oklahoma Statutes~~ this title,
21 shall be punished by a fine of Five Dollars (\$5.00) and costs and
22 fees not to exceed Ninety-five Dollars (\$95.00). The court clerk
23 shall collect the fine, costs and fees to be directed as follows:

1 1. The sum of Thirty-three Dollars and seventy-two cents
2 (\$33.72) for each offense of which the defendant is convicted,
3 irrespective of whether the sentence is deferred, shall cover
4 docketing of the case, filing of all papers, issuance of process,
5 warrants, order and other services to the date of judgment;

6 2. The sum of Eight Dollars and eighty cents (\$8.80) shall be
7 assessed and credited to the District Attorneys Council Revolving
8 Fund created pursuant to Section 215.28 of Title 19 of the Oklahoma
9 Statutes to defray the cost of prosecution;

10 3. The sum of Eleven Dollars (\$11.00) shall be assessed and
11 credited to the Oklahoma Court Information System Revolving Fund
12 created pursuant to Section 1315 of Title 20 of the Oklahoma
13 Statutes;

14 4. The sum of Four Dollars and fifty cents (\$4.50) shall be
15 assessed and credited to the Sheriff's Service Fee Account in the
16 county in which the conviction occurred for the purpose of enhancing
17 existing or providing additional courthouse security;

18 5. The sum of One Dollar and thirty cents (\$1.30) shall be
19 assessed and credited to the Office of the Attorney General Victim
20 Services Unit;

21 6. The sum of One Dollar and thirty cents (\$1.30) shall be
22 assessed and credited to the Child Abuse Multidisciplinary Account;
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24

1 7. The sum of Two Dollars and twenty-five cents (\$2.25) shall
2 be assessed and credited to the Sheriff's Service Fee Account of the
3 sheriff of the county in which the arrest was made;

4 8. The sum of Four Dollars and fifty cents (\$4.50) shall be
5 assessed and credited to the Council on Law Enforcement Education
6 and Training (CLEET) Fund created pursuant to Section 1313.2 of
7 Title 20 of the Oklahoma Statutes;

8 9. The sum of Four Dollars and fifty cents (\$4.50) shall be
9 assessed. Four Dollars and ten cents (\$4.10) of each fee received
10 pursuant to this paragraph shall be credited to the A.F.I.S. Fund
11 created by Section 150.25 of Title 74 of the Oklahoma Statutes and
12 the balance deposited into the General Revenue Fund by the court
13 clerk. The payments shall be made to the appropriate fund by the
14 court clerk on a monthly basis as set forth by subsection I of
15 Section 1313.2 of Title 20 of the Oklahoma Statutes;

16 10. The sum of Four Dollars and fifty cents (\$4.50) shall be
17 assessed. Four Dollars and twenty-eight cents (\$4.28) of each fee
18 received pursuant to this paragraph shall be collected and sent to
19 the Oklahoma State Bureau of Investigation for deposit into the
20 Forensic Science Improvement Revolving Fund created by Section
21 150.35 of Title 74 of the Oklahoma Statutes. The balance shall be
22 retained by the municipal court clerk;

23 11. The sum of Nine Dollars (\$9.00) shall be assessed and
24 forwarded monthly in one check or draft to the Department of Public

1 Safety to be deposited in the Department of Public Safety Patrol
2 Vehicle Revolving Fund;

3 12. Pursuant to subsection C of Section 220 of Title 19 of the
4 Oklahoma Statutes, the court clerk shall assess an administrative
5 fee of ten percent (10%) on fees assessed in paragraphs 2, 4, 5, 6,
6 8, 9, 10 and 11 of this ~~subsection~~ section which shall be deposited
7 in the Court Clerk's Revolving Fund created pursuant to Section 220
8 of Title 19 of the Oklahoma Statutes; and

9 13. Pursuant to subsection D of Section 220 of Title 19 of the
10 Oklahoma Statutes, the court clerk shall assess an administrative
11 fee of fifteen percent (15%) on fees assessed in paragraphs 2, 4, 5,
12 6, 8, 9, 10 and 11 of this ~~subsection and~~ section which shall be
13 deposited in the District Court Revolving Fund created pursuant to
14 Section 220 of Title 19 of the Oklahoma Statutes.

15 ~~B. Provisions of this section shall remain in effect until~~
16 ~~November 1, 2020.~~

17 SECTION 2. This act shall become effective October 31, 2020.

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19 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/17/2020 -
20 DO PASS.