

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 HOUSE BILL 1923

 By: Sims

7 AS INTRODUCED

8 An Act relating to fees; amending 28 O.S. 2021,
9 Section 152.1, which relates to court costs and fees;
10 increasing certain fees; providing an effective date;
11 and declaring an emergency.

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

14 SECTION 1. AMENDATORY 28 O.S. 2021, Section 152.1, is
15 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

1 3. For mailing by any type of mail writs,
 2 warrants, orders, process, command, or
 3 notice for each person.....\$10.00
 4 4. For the actual cost of all postage in
 5 each case in excess of\$10.00
 6 5. For serving or endeavoring to serve each
 7 writ, warrant, order, process,
 8 command, or notice for each person in
 9 one or more counties.....~~\$50.00~~ \$100.00
 10 provided that if more than one person is
 11 served at the same address, one flat fee
 12 of ~~Fifty Dollars (\$50.00)~~ One Hundred
 13 Dollars (\$100.00) may be charged
 14 6. For sheriff's fees on court-ordered
 15 sales of real or personal property.....~~\$75.00~~
 16 five percent (5%) of the sales price
 17 paid by the buyer
 18 7. When a jury is requested.....\$349.00
 19 8. For issuing each summons for each person.....\$10.00
 20 9. For services of a court reporter at each
 21 trial held in the case.....\$20.00
 22 10. For filing a motion for summary
 23 judgment or summary disposition of
 24 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, 2023.

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.

16
17 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CIVIL, dated
18 02/16/2023 - DO PASS.
19
20
21
22
23
24