

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1602

By: Howard

AS INTRODUCED

An Act relating to law libraries; amending 20 O.S. 2021, Sections 1224 and 1226, which relate to transfers to the Law Library Fund; requiring board of trustees vote in certain counties; modifying transfers; amending 28 O.S. 2021, Section 152, as last amended by Section 1, Chapter 87, O.S.L. 2025 (28 O.S. Supp. 2025, Section 152), which relates to civil court flat fee schedule; modifying assessed amount for certain counties; and providing an effective date.

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

SECTION 1. AMENDATORY 20 O.S. 2021, Section 1224, is amended to read as follows:

Section 1224. On August 1 each year the board of trustees shall transmit to the Supreme Court for deposit in the State Judicial Revolving Fund all funds on deposit in the law library fund in excess of twenty-five percent (25%) of the income to such Fund during the preceding fiscal year, the existing surplus on hand on the effective date of this act being excluded. Except for counties having a population of over five hundred thousand (500,000)

1 according to the most recent Federal Decennial Census, the board of  
2 trustees shall vote to authorize any funds to the court fund.

3 SECTION 2. AMENDATORY 20 O.S. 2021, Section 1226, is  
4 amended to read as follows:

5 Section 1226. ~~A. At the request of the board of trustees of~~  
6 ~~the law library in a county having a population of three hundred~~  
7 ~~thousand (300,000) or more, the presiding judge of an administrative~~  
8 ~~district, with the approval of the Chief Justice of the Supreme~~  
9 ~~Court, shall be authorized to transfer up to Ten Thousand Dollars~~  
10 ~~(\$10,000.00) per fiscal year from the court fund of the county in~~  
11 ~~which the law library is located to the Law Library Fund of that~~  
12 ~~county.~~

13 B. In counties having a population of less than ~~three hundred~~  
14 ~~thousand (300,000)~~ five hundred thousand (500,000), the court fund  
15 of the county in which a law library is located shall annually  
16 transfer to the Law Library Revolving Fund the following amounts:

17 1. In counties having a population of less than ten thousand  
18 (10,000), the sum of Five Thousand Dollars (\$5,000.00); ~~and~~

19 2. In counties having a population of ten thousand (10,000) or  
20 more, but less than thirty thousand (30,000), the sum of Seven  
21 Thousand Dollars (\$7,000.00); and

22 3. In counties having a population of thirty thousand (30,000)  
23 or more, but less than ~~three hundred thousand (300,000)~~ five hundred  
24 thousand (500,000), the sum of Nine Thousand Dollars (\$9,000.00).

1       SECTION 3.       AMENDATORY       28 O.S. 2021, Section 152, as last  
2 amended by Section 1, Chapter 87, O.S.L. 2025 (28 O.S. Supp. 2025,  
3 Section 152), is amended to read as follows:

4       Section 152. A. In any civil case filed in a district court,  
5 the court clerk shall collect, at the time of filing, the following  
6 flat fees, none of which shall ever be refundable, and which shall  
7 be the only charge for court costs, except as is otherwise  
8 specifically provided for by law:

9       1. Actions for divorce, alimony without divorce,  
10 separate maintenance, custody or support.....\$183.00

11       2. Any ancillary proceeding to modify or vacate  
12 a divorce decree providing for custody or support.....\$43.00

13       3. Probate and guardianship.....\$135.00

14       4. Annual guardianship report.....\$33.00

15       5. Any proceeding for sale or lease of real or  
16 personal property or mineral interest in probate or  
17 guardianship.....\$43.00

18       6. Any proceeding to revoke the probate of a  
19 will.....\$43.00

20       7. Judicial determination of death.....\$58.00

21       8. Adoption.....\$105.00

22       9. Civil actions for an amount of Ten Thousand  
23 Dollars (\$10,000.00) or less and condemnation.....\$150.00

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1       10. Civil actions for an amount of Ten Thousand  
2 One Dollars (\$10,001.00) or more .....\$163.00  
3       11. Garnishment.....\$23.00  
4       12. Continuing wage garnishment.....\$63.00  
5       13. Any other proceeding after judgment.....\$33.00  
6       14. All others, including but not limited to  
7 actions for forcible entry and detainer, judgments  
8 from all other courts, including the Workers'  
9 Compensation Court.....\$85.00  
10       15. Notice of renewal of judgment.....\$23.00

11       B. In addition to the amounts collected pursuant to paragraphs  
12 1, 3, 7, 8, 9, 10 and 14 of subsection A of this section, in  
13 counties having a population of less than five hundred thousand  
14 (500,000) according to the latest Federal Decennial Census, the sum  
15 of Six Dollars (\$6.00) shall be assessed and credited to the Law  
16 Library Fund. For counties having a population of over five hundred  
17 thousand (500,000) according to the latest Federal Decennial Census,  
18 the sum of Twelve Dollars (\$12.00) shall be assessed and credited to  
19 the Law Library Fund pursuant to Section 1201 et seq. of Title 20 of  
20 the Oklahoma Statutes.

21       C. In addition to the amounts collected pursuant to subsections  
22 A and B of this section, the sum of Twenty-five Dollars (\$25.00)  
23 shall be assessed and credited to the Oklahoma Court Information  
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1 System Revolving Fund created pursuant to Section 1315 of Title 20  
2 of the Oklahoma Statutes.

3 D. In addition to the amounts collected pursuant to subsection  
4 A of this section, the sum of Ten Dollars (\$10.00) shall be assessed  
5 and credited to the Oklahoma court-appointed special advocates  
6 (OCASA).

7 E. In addition to the amounts collected pursuant to subsection  
8 A of this section, the sum of Two Dollars (\$2.00) shall be assessed  
9 and credited as follows:

10 1. One Dollar and fifty-five cents (\$1.55) of such amount shall  
11 be credited to the Council on Judicial Complaints Revolving Fund;  
12 and

13 2. Forty-five cents (\$0.45) of such amount shall be credited to  
14 the Supreme Court Revolving Fund and may be budgeted and expended by  
15 the Supreme Court for expenses lawfully incurred for providing  
16 qualified courtroom interpreter services in the district courts, for  
17 credentialing and training Oklahoma courtroom interpreters, and for  
18 any other expenditures determined by the Supreme Court to be  
19 necessary to provide language access in the district courts as  
20 required by state and federal law. Payments of expenses may be made  
21 after the claim or expense is approved by the Chief Justice of the  
22 Supreme Court or another justice designated by the Chief Justice.

23 F. In addition to the amounts collected pursuant to paragraphs  
24 1, 3, 8, 9, 10 and 14 of subsection A of this section, each county

1 may assess, upon approval by the board of county commissioners, a  
2 sum not to exceed Ten Dollars (\$10.00) per case to be credited to  
3 the Sheriff's Service Fee Account in the county in which the action  
4 arose for the purpose of enhancing existing or providing additional  
5 courthouse security.

6 G. Until November 1, 2027, in addition to the amounts collected  
7 pursuant to subsection A of this section, the sum of Ten Dollars  
8 (\$10.00) shall be assessed and credited to the Court Clerk's Records  
9 Management and Preservation Fund created in Section 31.3 of this  
10 title.

11 H. In any case in which a litigant claims to have a just cause  
12 of action and that, by reason of poverty, the litigant is unable to  
13 pay the fees and costs provided for in this section and is  
14 financially unable to employ counsel, upon the filing of an  
15 affidavit in forma pauperis executed before any officer authorized  
16 by law to administer oaths to that effect and upon satisfactory  
17 showing to the court that the litigant has no means and is,  
18 therefore, unable to pay the applicable fees and costs and to employ  
19 counsel, no fees or costs shall be required. The opposing party or  
20 parties may file with the court clerk of the court having  
21 jurisdiction of the cause an affidavit similarly executed  
22 contradicting the allegation of poverty. In all such cases, the  
23 court shall promptly set for hearing the determination of  
24 eligibility to litigate without payment of fees or costs. Until a

1 final order is entered determining that the affiant is ineligible,  
2 the clerk shall permit the affiant to litigate without payment of  
3 fees or costs. Any litigant executing a false affidavit or counter  
4 affidavit pursuant to the provisions of this section shall be guilty  
5 of perjury.

6 I. Payments to the court clerk for fees and costs assessed  
7 pursuant to this section may be made by a nationally recognized  
8 credit or debit card or other electronic payment method as provided  
9 in paragraph 1 of subsection B of Section 151 of this title.

10 SECTION 4. This act shall become effective November 1, 2026.  
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