

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3326 _____
 _____ Of the printed Bill
 Page _____ Section _____ Lines _____
 _____ Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Mike Osburn

Adopted: _____

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3326

By: Osburn

7
8 PROPOSED COMMITTEE SUBSTITUTE

9 An Act relating to criminal case fees; amending 28
10 O.S. 2021, Section 153, as last amended by Section 5,
11 Chapter 305, O.S.L. 2025 (28 O.S. Supp. 2025, Section
12 153), which relates to costs in criminal cases;
13 requiring the collection of costs from defendants
14 convicted of certain criminal offenses; and providing
15 an effective date.

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

17 SECTION 1. AMENDATORY 28 O.S. 2021, Section 153, as last
18 amended by Section 5, Chapter 305, O.S.L. 2025 (28 O.S. Supp. 2025,
19 Section 153), is amended to read as follows:

20 Section 153. A. The clerks of the courts shall collect as
21 costs in every criminal case for each offense of which the defendant
22 is convicted, irrespective of whether or not the sentence is
23 deferred, the following flat charges and no more, except for
24 standing and parking violations and for charges otherwise provided
for by law, which fee shall cover docketing of the case, filing of

1 all papers, issuance of process, warrants, orders, and other
2 services to the date of judgment:

3 1. For each defendant convicted of
4 exceeding the speed limit by at least
5 one (1) mile per hour but not more than
6 ten (10) miles per hour, whether charged
7 individually or conjointly with others.....\$77.00

8 2. For each defendant convicted of a
9 misdemeanor traffic violation other than
10 an offense provided for in paragraph 1
11 or 5 of this subsection, whether charged
12 individually or conjointly with others.....\$98.00

13 3. For each defendant convicted of a
14 misdemeanor, other than for driving
15 under the influence of alcohol or other
16 intoxicating substance or an offense
17 provided for in paragraph 1 or 2 of this
18 subsection, whether charged individually
19 or conjointly with others.....\$93.00

20 4. For each defendant convicted of a
21 felony, other than for driving under the
22 influence of alcohol or other
23 intoxicating substance, whether charged
24 individually or conjointly with others.....\$103.00

- 1 5. For each defendant convicted of the
2 misdemeanor of driving under the
3 influence of alcohol or other
4 intoxicating substance, whether charged
5 individually or conjointly with others.....\$433.00
- 6 6. For each defendant convicted of the
7 felony of driving under the influence of
8 alcohol or other intoxicating substance,
9 whether charged individually or
10 conjointly with others.....\$433.00
- 11 7. For each defendant convicted of the
12 misdemeanor of assault, battery, or
13 assault and battery against a school
14 employee pursuant to Section 650.7 of
15 Title 21 of the Oklahoma Statutes,
16 whether charged individually or
17 conjointly with others.....\$75.00
- 18 8. For each defendant convicted of the
19 felony of medical battery pursuant to
20 Section 650.11 of Title 21 of the
21 Oklahoma Statutes, whether charged
22 individually or conjointly with others.....\$75.00
- 23 9. For each defendant convicted of the
24 felony of assault, battery, or assault

1 and battery against a medical care
2 provider pursuant to Section 650.4 of
3 Title 21 of the Oklahoma Statutes,
4 whether charged individually or
5 conjointly with others.....\$75.00

6 10. For each defendant convicted of the
7 misdemeanor of assault, battery, or
8 assault and battery against a retail
9 worker, whether charged individually or
10 conjointly with others.....\$75.00

11 11. For the services of a court reporter at
12 each preliminary hearing and trial held
13 in the case.....\$20.00

14 ~~8.~~

15 12. For each time a jury is requested.....\$30.00

16 ~~9.~~

17 13. A sheriff's fee for serving or
18 endeavoring to serve each writ, warrant,
19 order, process, command, or notice or
20 pursuing any fugitive from justice
21 a. within the county..... \$50.00, or
22 mileage as
23 established by the
24 Oklahoma Statutes,

1 offense for driving under the influence of alcohol or other
2 intoxicating substance.

3 D. In addition to the amounts collected pursuant to subsections
4 A and B of this section, the sum of Twenty-five Dollars (\$25.00)
5 shall be assessed and credited to the Oklahoma Court Information
6 System Revolving Fund created pursuant to Section 1315 of Title 20
7 of the Oklahoma Statutes.

8 E. In addition to the amount collected pursuant to paragraphs 1
9 through ~~6~~ 10 of subsection A of this section, the sum of Ten Dollars
10 (\$10.00) shall be assessed and credited to the Sheriff's Service Fee
11 Account in the county in which the conviction occurred for the
12 purpose of enhancing existing or providing additional courthouse
13 security.

14 F. In addition to the amounts collected pursuant to paragraphs
15 1 through ~~6~~ 10 of subsection A of this section, the sum of Three
16 Dollars (\$3.00) shall be assessed and credited to the Office of the
17 Attorney General Victim Services Unit.

18 G. In addition to the amounts collected pursuant to paragraphs
19 1 through ~~6~~ 10 of subsection A of this section, the sum of Three
20 Dollars (\$3.00) shall be assessed and credited to the Child Abuse
21 Multidisciplinary Account. This fee shall not be used for purposes
22 of hiring or employing any law enforcement officers.

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1 H. Prior to conviction, parties in criminal cases shall not be
2 required to pay, advance, or post security for the issuance or
3 service of process to obtain compulsory attendance of witnesses.

4 I. The amounts to be assessed as court costs upon filing of a
5 case shall be those amounts above-stated in paragraph 3 or 4 of
6 subsection A and subsections B, C, D and E of this section.

7 J. The fees collected pursuant to this section shall be
8 deposited into the court fund, except the following:

9 1. A court clerk issuing a misdemeanor warrant is entitled to
10 ten percent (10%) of the sheriff's service fee, provided for in
11 paragraph ~~9~~ 13 of subsection A of this section, collected on a
12 warrant referred to the contractor for the misdemeanor warrant
13 notification program governed by Sections 514.4 and 514.5 of Title
14 19 of the Oklahoma Statutes. This ten-percent sum shall be
15 deposited into the issuing Court Clerk's Revolving Fund, created
16 pursuant to Section 220 of Title 19 of the Oklahoma Statutes, of the
17 court clerk issuing the warrant with the balance of the sheriff's
18 service fee to be deposited into the Sheriff's Service Fee Account,
19 created pursuant to the provisions of Section 514.1 of Title 19 of
20 the Oklahoma Statutes, of the sheriff in the county in which service
21 is made or attempted. Otherwise, the sheriff's service fee, when
22 collected, shall be deposited in its entirety into the Sheriff's
23 Service Fee Account of the sheriff in the county in which service is
24 made or attempted;

1 2. The sheriff's fee provided for in Section 153.2 of this
2 title;

3 3. The witness fees paid by the district attorney pursuant to
4 the provisions of Section 82 of this title which, if collected by
5 the court clerk, shall be transferred to the district attorney's
6 office in the county where witness attendance was required. Fees
7 transferred pursuant to this paragraph shall be deposited in the
8 district attorney's maintenance and operating expense account;

9 4. The fees provided for in subsection C of this section shall
10 be forwarded to the District Attorneys Council Revolving Fund to
11 defray the costs of prosecution; and

12 5. The following amounts of the fees provided for in paragraphs
13 2, 3, 5 and 6 of subsection A of this section, when collected, shall
14 be deposited in the Trauma Care Assistance Revolving Fund, created
15 pursuant to the provisions of Section 1-2530.9 of Title 63 of the
16 Oklahoma Statutes:

17 a. Ten Dollars (\$10.00) of the ninety-eight-dollar fee
18 provided for in paragraph 2 of subsection A of this
19 section,

20 b. Ten Dollars (\$10.00) of the ninety-three-dollar fee
21 provided for in paragraph 3 of subsection A of this
22 section,

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1 c. One Hundred Dollars (\$100.00) of the four-hundred-
2 thirty-three-dollar fee provided for in paragraph 5 of
3 subsection A of this section, and

4 d. One Hundred Dollars (\$100.00) of the four-hundred-
5 thirty-three-dollar fee provided for in paragraph 6 of
6 subsection A of this section.

7 K. As used in this section, "convicted" means any final
8 adjudication of guilt, whether pursuant to a plea of guilty or nolo
9 contendere or otherwise, and any deferred judgment or suspended
10 sentence.

11 L. A court clerk may accept in payment for any fee, fine,
12 forfeiture payment, cost, penalty assessment or other charge or
13 collection to be assessed or collected by a court clerk pursuant to
14 this section a nationally recognized credit card or debit card or
15 other electronic payment method as provided in paragraph 1 of
16 subsection B of Section 151 of this title.

17 M. Upon receipt of payment of fines and costs for offenses
18 charged prior to July 1, 1992, the court clerk shall apportion and
19 pay Thirteen Dollars (\$13.00) per conviction to the court fund.

20 SECTION 2. This act shall become effective November 1, 2026.

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22 60-2-16230 GRS 02/11/26
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