

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

HOUSE BILL 3262

By: George

AS INTRODUCED

An Act relating to fees; amending 28 O.S. 2021, Section 153, as amended by Section 5, Chapter 305, O.S.L. 2025 (28 O.S. Supp. 2025, Section 153), which relates to fees and costs in criminal proceedings; increasing sheriff's service fee; amending 28 O.S. 2021, Section 162, which relates to fees and costs in juvenile proceedings; increasing sheriff's service fee; and providing an effective date.

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

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

Section 153. A. The clerks of the courts shall collect as costs in every criminal case for each offense of which the defendant is convicted, irrespective of whether or not the sentence is deferred, the following flat charges and no more, except for 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

5. For each defendant convicted of the misdemeanor of driving under the influence of alcohol or other intoxicating substance, whether charged individually or conjointly with others.....\$433.00
6. For each defendant convicted of the felony of driving under the influence of alcohol or other intoxicating substance, whether charged individually or conjointly with others.....\$433.00
7. For the services of a court reporter at each preliminary hearing and trial held in the case.....\$20.00
8. For each time a jury is requested.....\$30.00
9. A sheriff's fee for serving or endeavoring to serve each writ, warrant, order, process, command, or notice or pursuing any fugitive from justice
  - a. within the county..... ~~\$50.00~~ \$150.00, or mileage as established by the Oklahoma Statutes, whichever is greater, or

b. outside of the county..... ~~\$50.00~~ \$150.00, or  
actual, necessary  
expenses, whichever  
is greater

B. In addition to the amount collected pursuant to paragraphs 2 through 6 of subsection A of this section, the sum of Six Dollars (\$6.00) shall be assessed and credited to the Law Library Fund pursuant to Section 1201 et seq. of Title 20 of the Oklahoma Statutes.

C. In addition to the amount collected pursuant to subsection A of this section, the sum of Twenty Dollars (\$20.00) shall be assessed and collected in every traffic case for each offense other than for driving under the influence of alcohol or other intoxicating substance; the sum of Thirty Dollars (\$30.00) shall be assessed and collected in every misdemeanor case for each offense; the sum of Thirty Dollars (\$30.00) shall be assessed and collected in every misdemeanor case for each offense for driving under the influence of alcohol or other intoxicating substance; the sum of Fifty Dollars (\$50.00) shall be assessed and collected in every felony case for each offense; and the sum of Fifty Dollars (\$50.00) shall be assessed and collected in every felony case for each offense for driving under the influence of alcohol or other intoxicating substance.

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

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

12 F. In addition to the amounts collected pursuant to paragraphs  
13 1 through 6 of subsection A of this section, the sum of Three  
14 Dollars (\$3.00) shall be assessed and credited to the Office of the  
15 Attorney General Victim Services Unit.

16 G. In addition to the amounts collected pursuant to paragraphs  
17 1 through 6 of subsection A of this section, the sum of Three  
18 Dollars (\$3.00) shall be assessed and credited to the Child Abuse  
19 Multidisciplinary Account. This fee shall not be used for purposes  
20 of hiring or employing any law enforcement officers.

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

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

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

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

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

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

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

10       5. The following amounts of the fees provided for in paragraphs  
11 2, 3, 5 and 6 of subsection A of this section, when collected, shall  
12 be deposited in the Trauma Care Assistance Revolving Fund, created  
13 pursuant to the provisions of Section 1-2530.9 of Title 63 of the  
14 Oklahoma Statutes:

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

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

21           c. One Hundred Dollars (\$100.00) of the four-hundred-  
22               thirty-three-dollar fee provided for in paragraph 5 of  
23               subsection A of this section, and  
24

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

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

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

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

17          SECTION 2.       AMENDATORY       28 O.S. 2021, Section 162, is  
18 amended to read as follows:

19          Section 162.   A.   The clerks of the courts shall collect as  
20 costs in every juvenile delinquency, child in need of supervision,  
21 or deprived case in which the juvenile is adjudicated, irrespective  
22 of whether or not the sentence is deferred, or minor in need of  
23 treatment case pursuant to the Inpatient Mental Health and Substance  
24 Abuse Treatment of Minors Act, Section 5-501 et seq. of Title 43A of



1 the Oklahoma Statutes, irrespective of whether the child is  
2 committed for inpatient mental health or substance abuse treatment,  
3 or in every such case in which a petition is filed at the demand of  
4 the parents of a juvenile and said petition is subsequently  
5 dismissed prior to adjudication at said parents' request, the  
6 following flat charge and no more, except for the charges provided  
7 for in this section, which fee shall cover docketing of the case,  
8 filing of all papers, issuance of process, warrants and orders, and  
9 other services to date of judgment:  
10 For each case where one or more juveniles  
11 are adjudicated deprived.....\$50.00  
12 For each juvenile who is certified to stand  
13 trial as an adult.....\$75.00  
14 In each juvenile case wherein parental  
15 rights are terminated.....\$50.00  
16 For each juvenile adjudicated in need of  
17 supervision.....\$50.00  
18 For each child found to be a minor in need  
19 of treatment.....\$50.00  
20 For each juvenile adjudicated for an  
21 offense which would be a misdemeanor if  
22 committed by an adult, including  
23 violation of any traffic law, whether  
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1 charged individually or conjointly with  
2 others.....\$50.00  
3 For each juvenile adjudicated for an  
4 offense which would be a felony if  
5 committed by an adult, whether charged  
6 individually or conjointly with others.....\$75.00  
7 For the services of a court reporter at  
8 each trial held in the case.....\$20.00  
9 When a jury is requested.....\$30.00  
10 A sheriff's fee for serving or endeavoring  
11 to serve all writs, warrants, orders,  
12 process, commands, or notices or pursuing  
13 any fugitive from justice.....~~\$20.00~~  
14 \$150.00 or  
15 mileage as established  
16 by Oklahoma Statutes,  
17 whichever is greater.

18 B. In addition to the amount collected pursuant to subsection A  
19 of this section, the sum of Thirty Dollars (\$30.00) shall be  
20 assessed and collected for each juvenile case. The fees collected  
21 shall be forwarded to the District Attorneys Revolving Fund to  
22 defray the costs of prosecution.

23 C. Costs assessed pursuant to subsections A and B of this  
24 section shall be levied against the juvenile, the parent, or both,

1 but shall not be levied against the legal guardian or any state or  
2 private agency having custody of any juvenile subject to such  
3 proceedings.

4 D. Prior to adjudication, parties in juvenile delinquency,  
5 child in need of supervision, minor in need of treatment, and  
6 deprived cases shall not be required to pay, advance, or post  
7 security for the issuance or service of process to obtain compulsory  
8 attendance of witnesses. These fees shall be deposited into the  
9 court fund, except the sheriff's fee, when collected, shall be  
10 transferred to the general fund of the county in which service is  
11 made or attempted to be made.

12 E. The clerk of the district court shall charge the sum of One  
13 Hundred Dollars (\$100.00) for preparing, assembling, indexing, and  
14 transmitting the record for appellate review. This fee shall be  
15 paid by the party taking the appeal and shall be entered as costs in  
16 the action. If more than one party to the action shall prosecute an  
17 appeal from the same judgment or order, the fee shall be paid by the  
18 party whose petition in error is determined by the district court or  
19 by the appellate court to commence the principal appeal. The fees  
20 collected hereunder shall be paid into the court fund.

21 F. Fees and costs collected in juvenile cases may be withdrawn  
22 from the court fund and used for operations of the juvenile bureaus,  
23 in counties wherein a statutory juvenile bureau is in operation,  
24 upon approval by the Chief Justice of the Oklahoma Supreme Court.

1       G. In those seventy-four counties in which court services are  
2 provided by contract between the Oklahoma Supreme Court and the  
3 Department of Human Services, funds received from court costs in  
4 juvenile cases may be withdrawn from the court fund and paid to the  
5 Department of Human Services upon approval by the Chief Justice of  
6 the Oklahoma Supreme Court. Said funds are to be expended by the  
7 Department of Human Services to supplement community-based programs,  
8 such as youth services programs, day treatment programs and group  
9 home services. Specific annual training of Department workers in  
10 community-based services providing the above court-related services  
11 is also to be included for expenditure of funds received from court  
12 costs in juvenile cases by the Department of Human Services.

13       H. In those seventy-four counties in which court services are  
14 provided by contract between the Oklahoma Supreme Court and the  
15 Office of Juvenile Affairs, funds received from court costs or  
16 orders for care and maintenance in juvenile cases may be withdrawn  
17 from the court fund and paid to the Office of Juvenile Affairs upon  
18 approval by the Chief Justice of the Oklahoma Supreme Court. Said  
19 funds are to be expended by the Office of Juvenile Affairs to  
20 provide care and maintenance and to supplement community-based  
21 programs, such as alternative education, juvenile offender community  
22 and victim restitution work programs, community sanction programs,  
23 youth services programs, day treatment programs, group home  
24 services, and detention services. Specific annual training of

1 agency workers in community-based services providing the above  
2 court-related services is also to be included for expenditure of  
3 funds received from court costs in juvenile cases by the Office of  
4 Juvenile Affairs.

5 SECTION 3. This act shall become effective November 1, 2026.

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