

1 ENGROSSED HOUSE  
2 BILL NO. 2306

By: McCall of the House

3 and

4 Smalley of the Senate  
5

6  
7 An Act relating to fees; amending 28 O.S. 2011,  
8 Section 152.1, as amended by Section 4, Chapter 362,  
9 O.S.L. 2016 (28 O.S. Supp. 2016, Section 152.1),  
which relates to fees in civil actions; and  
10 establishing fee for issuance of subpoenas.  
11

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

13 SECTION 1. AMENDATORY 28 O.S. 2011, Section 152.1, as  
14 amended by Section 4, Chapter 362, O.S.L. 2016 (28 O.S. Supp. 2016,  
15 Section 152.1), is 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  
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- 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
- 10       provided that if more than one person is
- 11       served at the same address, one flat fee
- 12       of Fifty Dollars (\$50.00) may be charged
- 13       6. For sheriff's fees on court-ordered
- 14                sales of real or personal property.....\$75.00
- 15       7. When a jury is requested.....\$349.00
- 16       8. For issuing each summons for each person.....\$10.00
- 17       9. For issuing each subpoena for each
- 18                person.....\$25.00
- 19       10. For filing a Motion to Enter.....\$25.00
- 20       11. For services of a court reporter at
- 21                each trial held in the case.....\$20.00
- 22       12. 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 Passed the House of Representatives the 7th day of March, 2017.

12 \_\_\_\_\_  
13 Presiding Officer of the House  
14 of Representatives

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16 Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2017.

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19 Presiding Officer of the Senate

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