

1 **SENATE FLOOR VERSION**

2 April 12, 2017

3 **AS AMENDED**

4 ENGROSSED HOUSE  
5 BILL NO. 2306

6 By: McCall of the House

7 and

8 Smalley of the Senate

9 **[ fees - fees in civil actions ]**

10  
11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

12 SECTION 1. AMENDATORY 28 O.S. 2011, Section 152.1, as  
13 amended by Section 4, Chapter 362, O.S.L. 2016 (28 O.S. Supp. 2016,  
14 Section 152.1), is amended to read as follows:

15 Section 152.1 A. In civil cases, the court clerk shall collect  
16 and deposit in the court fund the following charges in addition to  
17 the flat fee:

- 18 1. For posting notices and filing
- 19 certificates required by statute.....\$30.00
- 20 2. For the filing of any counterclaim or
- 21 setoff pursuant to Section 1758 of
- 22 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
- 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 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS  
12 April 12, 2017 - DO PASS AS AMENDED  
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