

HB1777 FA1 WilliamsDa-MAH
3/13/2023 7:30:52 am

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1777 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Danny Williams

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 FLOOR SUBSTITUTE
4 FOR

HOUSE BILL NO. 1777

By: Williams of the House

5 and

6 Thompson (Roger) of the
7 Senate

8
9
10 FLOOR SUBSTITUTE

11 An Act relating to court funds; amending 19 O.S.
12 2021, Section 220, which relates to the court clerk's
13 revolving fund; deleting fee amount; eliminating
14 reference to District Court Revolving Fund; providing
15 an effective date; and declaring an emergency.

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

18 SECTION 1. AMENDATORY 19 O.S. 2021, Section 220, is
19 amended to read as follows:

20 Section 220. A. Beginning July 1, 1991, there is hereby
21 created with the county treasurer of each county within this state a
22 depository revolving fund to be designated the "Court Clerk's
23 Revolving Fund". The fund shall be a continuing fund, not subject
24 to fiscal year limitations, and shall consist of all monies received

1 as grants from the federal government and any other monies
2 designated by law for deposit into the fund. All monies accruing to
3 the credit of the fund shall be expended by the court clerk for the
4 lawful operation of the court clerk's office. Claims against the
5 fund shall include only expenses incurred for the operation of the
6 court clerk's office in each county, and payment may be made after
7 the claim is approved by the court clerk and either the district or
8 the associate district judge of that county. The monies shall be
9 reported quarterly to the Administrator of the Courts. The
10 necessary forms and procedures shall be developed and implemented by
11 the Administrative Director of the Courts.

12 B. There shall be no monies, other than federal funds,
13 deposited into the fund created herein, unless expressly authorized
14 by the Legislature.

15 C. Notwithstanding any other provision of law, the court clerk
16 shall assess an administrative fee of ten percent (10%) on all fees
17 collected by the court clerk for agencies other than the court and
18 not deposited into the court fund. The administrative fee shall not
19 attach to the sheriff's service fees provided for in Sections 153
20 and 153.2 of Title 28 of the Oklahoma Statutes, monies deposited
21 into the Law Library Fund, witness fees paid by the district
22 attorney pursuant to the provisions of Section 82 of Title 28 of the
23 Oklahoma Statutes, and dispute resolution fees provided for in
24 Section 1809 of Title 12 of the Oklahoma Statutes. The

1 administrative fees shall be deposited in the Court Clerk's
2 Revolving Fund.

3 ~~D. Effective July 1, 2016, in addition to the amount collected~~
4 ~~in subsection C of this section, the court clerk shall assess an~~
5 ~~administrative fee of fifteen percent (15%) on all fees collected by~~
6 ~~the court clerk for agencies other than the court and not deposited~~
7 ~~into the court fund.~~

8 ~~E. There is hereby created in the State Treasury a revolving~~
9 ~~fund to be allocated by the Supreme Court for the administration of~~
10 ~~the district courts designated as the "District Court Revolving~~
11 ~~Fund". The fund shall be a continuing fund, not subject to fiscal~~
12 ~~year limitations, and shall consist of all monies collected pursuant~~
13 ~~to subsection D of this section. All monies accruing to the credit~~
14 ~~of the fund are hereby appropriated and may be budgeted and expended~~
15 ~~by the Supreme Court as necessary to perform the duties imposed upon~~
16 ~~the district courts by law. Expenditures from the District Court~~
17 ~~Revolving Fund shall be made upon warrants issued by the State~~
18 ~~Treasurer against claims filed as prescribed by law with the~~
19 ~~Director of the Office of Management and Enterprise Services for~~
20 ~~approval and payment.~~

21 SECTION 2. This act shall become effective July 1, 2023.

22 SECTION 3. It being immediately necessary for the preservation
23 of the public peace, health or safety, an emergency is hereby
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1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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