

1 ENGROSSED HOUSE  
2 BILL NO. 2167

By: Pfeiffer and Wilk of the  
House

3 and

4 Coleman of the Senate  
5

6  
7 An Act relating to fees; amending 28 O.S. 2021,  
8 Section 121, which relates to fees for certain  
9 publications; modifying fees; prescribing  
10 requirements; imposing duties upon newspaper with  
11 respect to orders of court; imposing duties on  
persons or entities with respect to timely submission  
for publication; prescribing procedures for  
publication subsequent to omissions; and providing an  
effective date.

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

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SECTION 1. AMENDATORY 28 O.S. 2021, Section 121, is

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amended to read as follows:

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Section 121. A. In all cases where publication of legal

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notices is required or allowed by law, the person or official

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desiring publication shall be required to pay:

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1. For all matters other than tabular matter, ~~fourteen cents~~

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~~(\$0.14) per word for first insertion, and thirteen cents (\$0.13) per~~

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~~word for each subsequent insertion, with each separate group of~~

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~~numerals included in the matter to be counted as one word,~~

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~~regardless of the number of digits involved;~~

1       ~~2. Effective November 1, 2005, for all matters other than~~  
2 ~~tabular matter, fifteen cents (\$0.15)~~ twenty-two cents (\$0.22) per  
3 word for first insertion, and ~~fourteen cents (\$0.14)~~ twenty cents  
4 (\$0.20) per word for each subsequent insertion, with each separate  
5 group of letters or numerals included in the matter to be counted as  
6 one word, regardless of the number of digits involved. Elimination  
7 of space between words or numeric descriptions, or the use of  
8 hyphenation to combine words or numeric descriptions is prohibited;  
9 ~~and~~

10       ~~3. 2.~~ For all tabular matter, ~~in not to exceed eight-point~~  
11 ~~type,~~ including, but not limited to, graphics, maps, seals,  
12 signature blocks, forms, spreadsheets, lists of persons, firms, and  
13 corporations whose personal property taxes are delinquent and lists  
14 of lands and town lots upon which taxes are delinquent, ~~seventy~~  
15 ~~cents (\$0.70)~~ One Dollar and ten cents (\$1.10) per line per  
16 newspaper column in width, for first insertion, and ~~sixty-five cents~~  
17 ~~(\$0.65)~~ One Dollar (\$1.00) per line per newspaper column in width,  
18 for each subsequent insertion. A standard tabular line shall be a  
19 minimum of one and one-half (1.5) inches in width;

20       3. A newspaper qualified to publish notices under the laws of  
21 this state has the authority to publish all notices in a format  
22 readable to a reasonable person. Type size used for notices shall  
23 be no less than eight-point noncondensed type, with a maximum of  
24 ten-point noncondensed type, unless a larger type size is requested

1 in writing by the person desiring the notice. Any notice submitted  
2 to a newspaper which is unreadable or intended to be unreadable may  
3 be rejected or typeset by the newspaper in a readable format;

4 4. Newspapers providing affidavits or proof of publication are  
5 permitted to charge and collect a fee for a notarial act as defined  
6 in Section 5 of Title 49 of the Oklahoma Statutes or Section 209 of  
7 Title 49 of the Oklahoma Statutes as applicable;

8 5. For any notice placed in a newspaper, there shall be a  
9 minimum charge of Twenty-five Dollars (\$25.00) for such notice if  
10 the total calculated cost of words and lines described in paragraphs  
11 1 and 2 of this subsection is less than Twenty-five Dollars  
12 (\$25.00);

13 6. When notice by publication in a newspaper is required by  
14 law, order of court, or other means, the newspaper publishing the  
15 notice shall, at no additional cost to the person or official  
16 desiring the notice, cause the notice to be placed on the newspaper  
17 website if the newspaper operates a website, in front of any paywall  
18 or paid access to the website. Additionally, the newspaper shall  
19 upload notices to a statewide website established and maintained as  
20 a joint venture of a majority of Oklahoma newspapers qualified to  
21 publish notices by the laws of this state. Posting of notices on  
22 the newspaper website and statewide website shall be performed in a  
23 timely manner but shall not invalidate the publication of a notice  
24 otherwise valid when published in the newspaper. Temporary outages

1 or service interruptions prohibiting the posting or display of such  
2 notice shall be considered harmless error and the proper legal  
3 notice requirements shall be considered met if the notice published  
4 in the newspaper otherwise complies with the requirements for  
5 publication. Access to the statewide website shall be free to the  
6 public; and

7 7. Any person or official required to publish a notice shall  
8 submit the notice in writing or by electronic means by the deadline  
9 established by the newspaper for such notices. No deadline shall be  
10 set by the newspaper that is more than five (5) business days prior  
11 to the date of publication, excluding the date of publication,  
12 Saturdays, Sundays, and legal holidays in the State of Oklahoma.  
13 Upon request, the newspaper shall confirm receipt of the notice and  
14 notify the person or official in writing or by electronic means of  
15 the dates of the issue or issues in which the notice shall appear.

16 If the newspaper fails to publish the notice in the issue  
17 specified in the confirmation, the newspaper shall publish the  
18 notice in a future issue specified by the person or official  
19 desiring the notice at no charge. If the notice has multiple  
20 insertions, only the first notice omitted by the newspaper shall be  
21 required to run at no charge.

22 B. The county treasurer shall collect the cost of publication  
23 of lists of lands and town lots sold for delinquent taxes at  
24 original sale or resale from the individuals purchasing the lands

