

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 HOUSE BILL 3160

By: Hickman

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6 AS INTRODUCED

7 An Act relating to court costs and fees; providing
8 for the reduction of court costs and fees in criminal
9 cases; providing statutory reference; prohibiting the
10 reduction of certain fees; stating guidelines for
11 reducing court costs and fees; directing the
12 Department of Corrections to implement policies and
13 procedures; granting courts authority to waive
14 outstanding fines, court costs and fees under certain
15 circumstances; prohibiting the waiver of certain
16 fees; providing for codification; and providing an
17 effective date.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 983a of Title 22, unless there
is created a duplication in numbering, reads as follows:

A. On or after November 1, 2016, any person who is currently
serving a term of imprisonment in the custody of the Department of
Corrections or is convicted of a crime and sentenced to serve a term
of imprisonment in the custody of the Department of Corrections
shall have the cumulative sum of all court costs and fees assessed
and owed in his or her criminal case or cases reduced by three

1 percent (3%) for every thirty (30) days of time served on the prison
2 sentence. As used in this subsection, court costs and fees shall
3 include court costs and fees provided for in Section 153 of Title 28
4 of the Oklahoma Statutes.

5 B. The provisions of this section shall not apply to amounts
6 owed by the person for restitution to a victim pursuant to a court
7 order or child support obligations pursuant to a court order.

8 C. The reduction in court costs and fees shall be calculated on
9 a monthly basis and maintained by the facility where the term of
10 imprisonment is being served. A record of the reduction in court
11 costs and fees of each person shall be sent on a monthly basis to
12 the Administrative Director of the Courts and the administrative
13 office of the Department of Corrections.

14 D. The Department of Corrections shall implement policies and
15 procedures to implement the provisions of this section.

16 SECTION 2. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 983b of Title 22, unless there
18 is created a duplication in numbering, reads as follows:

19 A. On or after November 1, 2016, the court shall have the
20 authority to waive all outstanding fines, court costs and fees in a
21 criminal case for any person who:

22 1. Served a period of imprisonment in the custody of the
23 Department of Corrections after conviction for a crime;

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1 2. Has been released from the custody of the Department of
2 Corrections;

3 3. Has complied with all probation or supervision requirements
4 since being released from the custody of the Department of
5 Corrections; and

6 4. Has made installment payments on outstanding fines, court
7 costs, fees and restitution ordered by the court on a timely basis
8 every month for the previous twenty-four (24) months following
9 release from the custody of the Department of Corrections.

10 B. The provisions of this section shall not apply to amounts
11 owed by the person for restitution to a victim pursuant to a court
12 order or child support obligations pursuant to a court order.

13 SECTION 3. This act shall become effective November 1, 2016.

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