

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 69

By: Standridge

4
5
6 AS INTRODUCED

7 An Act relating to county clerks; amending 19 O.S.
8 2011, Section 245, as amended by Section 1, Chapter
9 360, O.S.L. 2013 (19 O.S. Supp. 2014, Section 245),
10 which relates to records; removing authorization to
11 charge fee for certain records; providing an
12 effective date; and declaring an emergency.

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

14 SECTION 1. AMENDATORY 19 O.S. 2011, Section 245, as
15 amended by Section 1, Chapter 360, O.S.L. 2013 (19 O.S. Supp. 2014,
16 Section 245), is amended to read as follows:

17 Section 245. ~~A.~~ It shall be the duty of the county clerk to
18 designate upon every account, which shall be audited and allowed by
19 the board, the amount so allowed, and the clerk shall deliver to any
20 person a copy certified or otherwise of any record in the clerk's
21 office and any account on file thereon, upon receiving the fee
22 allowed pursuant to the Oklahoma Open Records Act or the county
23 clerk fee schedule, Section 32 of Title 28 of the Oklahoma Statutes,
24 for every page contained in the copy. Upon demand, the clerk shall
furnish a certified copy in the form as it exists and at the

1 preference of the requestor as provided by the Oklahoma Open Records
2 Act or the county clerk fee schedule.

3 ~~B. If the clerk provides records in an electronic format, the~~
4 ~~clerk may charge a reasonable fee for providing such records. For~~
5 ~~purposes of this section, "reasonable fee" shall mean the fee being~~
6 ~~charged by the clerk as of January 1, 2013, but shall not exceed~~
7 ~~twenty-five cents (\$0.25) per page or fifteen cents (\$0.15) per page~~
8 ~~for providing more than three thousand five hundred pages in an~~
9 ~~electronic format. All recording devices for providing records in~~
10 ~~an electronic format shall be supplied by the county clerk. News~~
11 ~~media obtaining records in an electronic format for a news purpose~~
12 ~~and licensed abstractors performing their duties pursuant to state~~
13 ~~law shall be exempt from the fees provided for in this subsection.~~
14 ~~Nothing in this section shall be construed to allow county clerks to~~
15 ~~provide all or part of a tract index for use in any commercial~~
16 ~~purpose.~~

17 SECTION 2. This act shall become effective July 1, 2015.

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

22
23 55-1-1018 MJM 12/23/2014 3:27:58 PM
24