

**SENATE CHAMBER**  
**STATE OF OKLAHOMA**

DISPOSITION

FLOOR AMENDMENT

No. \_\_\_\_\_

\_\_\_\_\_

COMMITTEE AMENDMENT

\_\_\_\_\_

(Date)

Mr./Madame President:

I move to amend House Bill No. 1038, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

\_\_\_\_\_  
Senator Thompson

Thompson-MD-FS-Req#4149  
5/13/2020 6:26 PM

(Floor Amendments Only) Date and Time Filed: \_\_\_\_\_

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 FLOOR SUBSTITUTE  
4 FOR ENGROSSED

5 HOUSE BILL NO. 1038

By: Walke of the House

and

Simpson of the Senate

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8  
9 FLOOR SUBSTITUTE

10 An Act relating to courts; amending 20 O.S. 2011,  
11 Sections 1227, as last amended by Section 1, Chapter  
12 12, O.S.L. 2017, 1310.1, as last amended by Section  
13 5, Chapter 354, O.S.L. 2019, 1310.2, as last amended  
14 by Section 3, Chapter 12, O.S.L. 2017 and 1310.3, as  
15 last amended by Section 4, Chapter 12, O.S.L. 2017  
16 (20 O.S. Supp. 2019, Sections 1227, 1310.1, 1310.2  
17 and 1310.3), which relate to the Law Library  
18 Revolving Fund, Supreme Court Revolving Fund, State  
19 Judicial Revolving Fund and Supreme Court  
20 Administrative Revolving Fund; extending date for  
21 transfer of monies; updating statutory language; and  
22 declaring an emergency.

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

24 SECTION 1. AMENDATORY 20 O.S. 2011, Section 1227, as  
last amended by Section 1, Chapter 12, O.S.L. 2017 (20 O.S. Supp.  
2019, Section 1227), is amended to read as follows:

Section 1227. A. There is hereby created in the State Treasury  
a revolving fund for the Supreme Court to be designated the "Law  
Library Revolving Fund". The fund shall be a continuing fund, not

1 subject to fiscal year limitations, and shall consist of all monies  
2 collected by the clerks of the district court for law libraries as  
3 prescribed by law, the sales of any law library books or equipment,  
4 charges for services, gifts, grants, private donations, and federal  
5 funding. All monies accruing to the credit of the fund are hereby  
6 appropriated and may be budgeted and expended by the Supreme Court  
7 upon approval of the Chief Justice for:

8 1. The payment of charges due and owing by county law libraries  
9 at the time this statute is enacted;

10 2. The purchase of books, journals, publications, computer-  
11 assisted research devices and services, computer equipment and  
12 maintenance, communication charges, and other necessary equipment,  
13 services, and fixtures;

14 3. The payment of the salaries and benefits of personnel to  
15 administer the law libraries and assist in the purchase, sale, and  
16 inventory of books and equipment and the payment of all bills due  
17 and owing by county law libraries. Without regard for the county in  
18 which bills were incurred or monies accrued, all monies received in  
19 the fund shall be combined and all bills paid from this fund;

20 4. The payment of incidental expenses as established in rules  
21 promulgated by the Supreme Court;

22 5. The payment of expenses occurring as the result of a natural  
23 disaster, accident, or equipment malfunction which is not reasonably  
24 foreseeable;

1 6. No initial orders or renewals for printed materials not  
2 previously on subscription may be placed after July 1, 1997; and

3 7. On or before August 1, 1997, the Administrative Director of  
4 the Courts shall solicit proposals for electronic research services  
5 to be provided to county law libraries if funds are available. Such  
6 proposals shall provide both compact disc and Internet access  
7 capabilities.

8 Expenditures from this fund shall be made upon warrants issued  
9 by the State Treasurer against claims filed as prescribed by law  
10 with the Director of the Office of Management and Enterprise  
11 Services for approval and payment.

12 B. Until June 30, ~~2018~~ 2021, the Office of Management and  
13 Enterprise Services shall, at the request of the Administrative  
14 Director of the Courts, transfer any monies from the Law Library  
15 Revolving Fund to the Supreme Court Administrative Revolving Fund or  
16 the Interagency Reimbursement Fund as necessary to perform the  
17 duties imposed upon the Supreme Court, Court of Civil Appeals and  
18 district courts by law.

19 SECTION 2. AMENDATORY 20 O.S. 2011, Section 1310.1, as  
20 last amended by Section 5, Chapter 354, O.S.L. 2019 (20 O.S. Supp.  
21 2019, Section 1310.1), is amended to read as follows:

22 Section 1310.1. A. There is hereby created in the State  
23 Treasury a revolving fund for the Supreme Court, to be designated  
24 the "Supreme Court Revolving Fund". The fund shall be a continuing

1 fund, not subject to fiscal year limitations, and shall consist of  
2 monies appropriated by the Legislature for the purposes specified in  
3 this section and fees collected pursuant to Sections 72, 73.5, 1506  
4 and 1707 of this title and paragraph 2 of subsection E of Section  
5 152 of Title 28 of the Oklahoma Statutes. All monies accruing to  
6 the credit of the fund are hereby appropriated and may be budgeted  
7 and expended by the Supreme Court for refunds to bondsmen and for  
8 the purpose of paying expenses authorized by Section 1809 of Title  
9 12 of the Oklahoma Statutes, Sections 103.1, 1311, 1507, 1660 and  
10 1707 of this title, Sections 562 and 1355.13A of Title 22 and  
11 paragraph 2 of subsection E of Section 152 of Title 28 of the  
12 Oklahoma Statutes, and to make any other expenditures determined by  
13 the Supreme Court to be necessary due to unforeseen emergencies  
14 impacting the operation of state courts, as well as recurring and  
15 nonrecurring expenditures to perform the duties imposed upon the  
16 Supreme Court or Court of Civil Appeals by law. Expenditures from  
17 the fund shall be made upon warrants issued by the State Treasurer  
18 against claims filed as prescribed by law with the Director of the  
19 Office of Management and Enterprise Services for approval and  
20 payment.

21 B. Until June 30, ~~2018~~ 2021, the Office of Management and  
22 Enterprise Services shall at the request of the Administrative  
23 Director of the Courts, transfer any monies from the Supreme Court  
24 Revolving Fund to the Supreme Court Administrative Revolving Fund or

1 the Interagency Reimbursement Fund as necessary to perform the  
2 duties imposed upon the Supreme Court, Court of Civil Appeals and  
3 district courts by law.

4 SECTION 3. AMENDATORY 20 O.S. 2011, Section 1310.2, as  
5 last amended by Section 3, Chapter 12, O.S.L. 2017 (20 O.S. Supp.  
6 2019, Section 1310.2), is amended to read as follows:

7 Section 1310.2. A. There is hereby created in the State  
8 Treasury a revolving fund for the Supreme Court to be designated the  
9 "State Judicial Revolving Fund". The fund shall be a continuing  
10 fund, not subject to fiscal year limitations, and shall consist of  
11 all receipts designated for deposit thereto pursuant to law and  
12 monies appropriated by the Legislature for deposit thereto. All  
13 monies accruing to the credit of ~~said~~ the fund are hereby  
14 appropriated and may be budgeted by the Supreme Court as necessary  
15 to perform the duties imposed upon the Supreme Court, Court of Civil  
16 Appeals and district courts by law. The Administrative Director of  
17 the Courts, with the approval of the Chief Justice of the Supreme  
18 Court, is authorized to use the amounts deposited in the State  
19 Judicial Revolving Fund for any lawful purpose including, but not  
20 limited to, payment of recurring and nonrecurring administrative and  
21 operating expenses for the Supreme Court and the district courts,  
22 subject to the ceilings established in the annual appropriations to  
23 the Supreme Court and the district courts. The Chief Justice of the  
24 Supreme Court, or the Administrative Director of the Courts acting

1 at the direction of the Chief Justice, shall determine the  
2 allocation of funds and expenditures between or among the Supreme  
3 Court, Court of Civil Appeals, and district courts. Expenditures  
4 from ~~said~~ the fund shall be made upon warrants issued by the State  
5 Treasurer against claims filed as prescribed by law with the  
6 Director of the Office of Management and Enterprise Services for  
7 approval and payment. The Supreme Court is hereby authorized to  
8 transfer funds from the State Judicial Revolving Fund to the  
9 district courts for duties imposed by law.

10 B. Until June 30, ~~2018~~ 2021, the Office of Management and  
11 Enterprise Services shall, at the request of the Administrative  
12 Director of the Courts, transfer any monies from the State Judicial  
13 Revolving Fund to the Supreme Court Administrative Revolving Fund as  
14 necessary to perform the duties imposed upon the Supreme Court,  
15 Court of Civil Appeals and district courts by law.

16 SECTION 4. AMENDATORY 20 O.S. 2011, Section 1310.3, as  
17 last amended by Section 4, Chapter 12, O.S.L. 2017 (20 O.S. Supp.  
18 2019, Section 1310.3), is amended to read as follows:

19 Section 1310.3. A. There is hereby created in the State  
20 Treasury a revolving fund for the Supreme Court to be designated as  
21 the "Supreme Court Administrative Revolving Fund". The fund shall  
22 be a continuing fund, not subject to fiscal year limitations, and  
23 shall consist of all monies transferred by the Supreme Court in any  
24 given fiscal year or years. All monies accruing to the credit of

1 the fund are hereby appropriated and shall be budgeted and expended  
2 by the Supreme Court as necessary to perform the duties imposed upon  
3 the Supreme Court, Court of Civil Appeals and district courts by  
4 law. Expenditures from ~~said~~ the fund shall be made upon warrants  
5 issued by the State Treasurer against claims filed as prescribed by  
6 law with the Director of the Office of Management and Enterprise  
7 Services for approval and payment.

8 B. Until June 30, ~~2018~~ 2021, the Office of Management and  
9 Enterprise Services shall, at the request of the Administrative  
10 Director of the Courts, transfer any monies from the Supreme Court  
11 Administrative Revolving Fund to the Interagency Reimbursement Fund  
12 as necessary to perform the duties imposed upon the Supreme Court,  
13 Court of Civil Appeals and district courts by law.

14 SECTION 5. It being immediately necessary for the preservation  
15 of the public peace, health or safety, an emergency is hereby  
16 declared to exist, by reason whereof this act shall take effect and  
17 be in full force from and after its passage and approval.

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