

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1399

By: Murphey

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5  
6 AS INTRODUCED

7 An Act relating to fees; amending 28 O.S. 2011,  
8 Section 111, which relates to collection of certain  
9 fees by the Secretary of State; limiting fee for  
10 certain documentation for international adoptions;  
11 and providing an effective date.

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

13 SECTION 1. AMENDATORY 28 O.S. 2011, Section 111, is  
14 amended to read as follows:

15 Section 111. A. In addition to other fees provided for by law,  
16 the Secretary of State shall collect the following fees:

17 1. For affixing the certificate of the Secretary of State and  
18 the seal of the State of Oklahoma, Ten Dollars (\$10.00);

19 2. For copying any paper or document, One Dollar (\$1.00) per  
20 page, provided the minimum charge shall not be less than Two Dollars  
21 (\$2.00);

22 3. For filing an effective financing statement in the Office of  
23 the Secretary of State pursuant to Section 1-9-320.6 of Title 12A of  
24 the Oklahoma Statutes, Ten Dollars (\$10.00);

1 4. For filing a continuation statement, partial release,  
2 assignment of or amendment to an effective financing statement filed  
3 in the Office of the Secretary of State pursuant to Section 1-9-  
4 320.6 of Title 12A of the Oklahoma Statutes, Ten Dollars (\$10.00);

5 5. For filing a termination statement for an effective  
6 financing statement filed in the Office of the Secretary of State  
7 pursuant to Section 1-9-320.6 of Title 12A of the Oklahoma Statutes,  
8 Ten Dollars (\$10.00);

9 6. For registering a buyer of farm products, commission  
10 merchant, selling agent or other interested party as provided for in  
11 Section 1-9-320.6 of Title 12A of the Oklahoma Statutes, Fifty  
12 Dollars (\$50.00) per year;

13 7. For distributing a copy of the master list or portions  
14 thereof to registrants, as provided for in Section 1-9-320.6 of  
15 Title 12A of the Oklahoma Statutes, in accordance with the following  
16 fee schedule. Such fees may be paid annually or semiannually:

17 a. For information requested for five or less counties:

18 Number of Farm

19 Products

Paper

- 20 (1) 1 to 5 products .....\$150 per year  
21 (2) 6 to 10 products .....\$200 per year  
22 (3) 11 to 20 products .....\$250 per year  
23 (4) over 20 products .....\$300 per year  
24

1 b. For information requested for six to twenty-five  
2 counties:

	Number of Farm	
	Products	Paper
3		
4		
5	(1) 1 to 10 products .....	\$200 per year
6	(2) 11 to 20 products .....	\$250 per year
7	(3) over 20 products .....	\$300 per year

8 c. For information requested for twenty-six to fifty  
9 counties:

	Number of Farm	
	Products	Paper
10		
11		
12	(1) 1 to 10 products .....	\$250 per year
13	(2) 11 to 20 products .....	\$300 per year
14	(3) over 20 products .....	\$350 per year

15 d. For information requested for over fifty counties:

	Number of Farm	
	Products	Paper
16		
17		
18	(1) 1 to 10 products .....	\$300 per year
19	(2) 11 to 20 products .....	\$350 per year
20	(3) over 20 products .....	\$400 per year;

21 8. a. The Secretary of State is authorized to provide for  
22 the distribution of the master list or portions  
23 thereof to those persons specified in paragraph 7 of  
24 this subsection through electronic data equipment or

1 other communication media in such form and manner as  
2 is specified by the Secretary of State.

3 b. The Secretary of State is authorized to establish a  
4 fee system for such transfer of information pursuant  
5 to this paragraph. Such fee shall not exceed the  
6 amount necessary to cover the costs of the Secretary  
7 of State in providing such transfer of information.

8 c. In providing for the transfer of the information  
9 specified by this paragraph, the Secretary of State  
10 shall ensure the integrity of confidential information  
11 within the Office of the Secretary of State through  
12 data security measures, internal controls and  
13 appropriate data base management;

14 9. For issuing a written confirmation of the existence or  
15 nonexistence of active effective financing statements on file for a  
16 debtor in the Office of the Secretary of State, Six Dollars (\$6.00);

17 10. The Secretary of State shall collect a fee of Twenty-five  
18 Dollars (\$25.00) for every apostille issued. For the purposes of  
19 this paragraph, an apostille is a special certificate attached to a  
20 public record, as required by the 1961 Hague Convention, Fed. R.  
21 Civ. P. 44 (28 U.S.C.A.), to certify the authenticity of the  
22 signature, the capacity in which the person signing the document has  
23 acted and, where appropriate, the identity of the seal or stamp  
24 which it bears; provided, however, a fee of Ten Dollars (\$10.00)

1 shall be collected for any apostille requested for an international  
2 adoption not to exceed One Hundred Dollars (\$100.00) for the  
3 adoption of each child; and

4 11. For each service rendered and not specified in this  
5 section, such fees as are allowed for similar services in other  
6 cases.

7 B. All fees shall be properly accounted for and shall be paid  
8 into the State Treasury monthly. The fees generated by paragraphs  
9 1, 2, 10 and 11 of subsection A of this section shall be deposited  
10 to the credit of the Revolving Fund for the Office of the Secretary  
11 of State created pursuant to Section 276.1 of Title 62 of the  
12 Oklahoma Statutes. The fees generated by paragraphs 3 through 9 of  
13 subsection A of this section and other fees collected by the central  
14 filing system shall be deposited to the credit of the Central Filing  
15 System Revolving Fund created pursuant to Section 276.3 of Title 62  
16 of the Oklahoma Statutes.

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

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19 55-1-5760 SD 12/15/14

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