

Senate Study Bill 3192

Bill Text

PAG LIN

1 1 Section 1. Section [602.8105](#), subsections 1 and 2, Code
1 2 2001, are amended to read as follows:

1 3 1. The clerk of the district court shall collect the
1 4 following fees:

1 5 a. For filing and docketing a petition, other than a
1 6 modification of a dissolution decree to which a written
1 7 stipulation is attached at the time of filing containing the
1 8 agreement of the parties to the terms of modification,

~~eighty~~

1 9 one hundred dollars. In counties having a population of
1 10 ninety-eight thousand or over, an additional five dollars
1 11 shall be charged and collected to be known as the journal
1 12 publication fee and used for the purposes provided for in
1 13 section 618.13.

1 14 b. For filing and docketing an application for
1 15 modification of a dissolution decree to which a written
1 16 stipulation is attached at the time of filing containing the
1 17 agreement of the parties to the terms of modification,

~~twenty~~

1 18

~~five~~

~~fifty~~ dollars.

1 19 c. For entering a final decree of dissolution of marriage,
1 20

~~thirty~~

~~fifty~~ dollars. It is the intent of the general
1 21 assembly that the funds generated from the dissolution fees be
1 22 appropriated and used for sexual assault and domestic violence
1 23 centers.

1 24 d. For filing and docketing a small claims action, the
1 25 amounts specified in section 631.6.

1 26 e. For an appeal from a judgment in small claims or for a
1 27 writ of error,

~~fifty~~

~~seventy-five~~ dollars.

1 28 f. For a motion to show cause in a civil case,

~~twenty five~~

1 29 fifty dollars.

1 30 2. The clerk of the district court shall collect the
1 31 following fees for miscellaneous services:

1 32 a. For filing, entering, and endorsing a mechanic's lien,
1 33

~~ten~~

~~twenty~~ dollars, and if a suit is brought, the fee is
1 34 taxable as other costs in the action.

1 35 b. For filing and entering an agricultural supply dealer's

2 1 lien and any other statutory lien,

~~ten~~

- twenty dollars.

2 2 c. For a certificate and seal, ten dollars. However,
2 3 there shall be no charge for a certificate and seal to an
2 4 application to procure a pension, bounty, or back pay for a
2 5 member of the armed services or other person.
2 6 d. For certifying a change in title of real estate,

~~ten~~

- twenty dollars.

2 8 e. Other fees provided by law.
2 9 Sec. 2. Section [625.8](#), subsection 1, Code 2001, is amended
2 10 to read as follows:
2 11 1. The clerk of the district court shall tax as a court
2 12 cost a jury fee of

~~ten~~

- one hundred dollars in every action

2 13 tried to a jury.
2 14 Sec. 3. Section [631.6](#), subsection 1, paragraph a, Code
2 15 2001, is amended to read as follows:
2 16 a. Fees for filing and docketing shall be

~~thirty~~

- fifty

2 17 dollars.

2 18

EXPLANATION

2 19 This bill relates to the assessment of court costs by the
2 20 clerk of court.

2 21 The bill increases the filing fee for the following types
2 22 of cases in the following amounts: most civil petitions
2 23 including filings of foreign judgments, bankruptcy,
2 24 transcripts, and changes of name, from \$80 to \$100, stipulated
2 25 modifications of dissolution decrees from \$25 to \$50, final
2 26 decrees of dissolutions from \$30 to \$50, appeals from a
2 27 judgment in small claims cases from \$50 to \$75, motions to
2 28 show cause in civil cases from \$25 to \$50, mechanic's liens
2 29 from \$10 to \$20, agriculture supply dealer's lien from \$10 to
2 30 \$20, change of title to real estate from \$10 to \$20, and small
2 31 claims actions from \$30 to \$50.

2 32 The bill also increases the jury fees assessed as costs in
2 33 a jury trial from \$10 to \$100.

2 34 LSB 7161SC 79

2 35 jm/cls/14