

JUSTICE COURT

CHAPTER 252

H. B. No. 695

(Burk)

COUNTY JUSTICE CRIMINAL JURISDICTION

AN ACT

To amend and reenact section 33-01-08 of the North Dakota Century Code, relating to the criminal jurisdiction of a county justice.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. **Amendment.)** Section 33-01-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

33-01-08. Criminal Jurisdiction of County Justice.) The jurisdiction and authority of county justices to prevent the commission of public offenses, to institute searches and seizures, to require the arrest and detention of persons charged with crime, to require and accept bail, and otherwise to act as magistrates in matters of crime, is prescribed by title 29, Judicial Procedure, Criminal. Each county justice has jurisdiction and authority coextensive with his county to hear, try, and determine all cases of misdemeanor arising from crimes committed in the county for which he is elected or appointed and every other criminal action in which jurisdiction is conferred specially by law.

Approved March 9, 1963.

CHAPTER 253

H. B. No. 696
(Burk)

COURT FEES

AN ACT

To create and enact section 33-01-23.1 of the North Dakota Century Code, relating to filing fees in civil actions in county justice court and fees for performance of marriage ceremonies by the county justice, and to amend and reenact section 33-01-23 of the North Dakota Century Code, relating to fees to be charged by police magistrates.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1.) Section 33-01-23.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

33-01-23.1. County Justices Fees—Civil Actions—Marriage Ceremonies.) A county justice shall be entitled to charge and receive on behalf of the county a fee of three dollars for civil actions filed in county justice court and a fee of three dollars for performing a marriage ceremony.

§ 2. **Amendment.)** Section 33-01-23 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

33-01-23. Fees To Be Charged by Police Magistrate in Criminal Actions.) A police magistrate shall be entitled to charge and receive the following fees in criminal actions:

1. For issuing summons or warrant of arrest and all proceedings prior to trial, two dollars;
2. For entry of default judgment or sentence upon plea of guilty or order binding over on waiver, two dollars;
3. For trial of issue of fact or preliminary hearing, four dollars;
4. For issuing execution and all proceedings subsequent to entry of judgment, one dollar; and
5. For taking affidavit or acknowledgment other than in pending proceedings, twenty-five cents.

Approved March 9, 1963.