

FISCAL NOTE

(Return in triplicate)

Bill/Resolution No.: _____ Amendment to: SB 2524

Requested by Legislative Council Date of Request: 2-11-93

- 1. Please estimate the fiscal impact (in dollar amounts) of the above measure for state general or special funds, counties, and cities.

Narrative:

See Attached Narrative

- 2. State fiscal effect in dollar amounts:

	<u>1991-93</u> <u>Biennium</u>		<u>1993-95</u> <u>Biennium</u>		<u>1995-97</u> <u>Biennium</u>	
	<u>General</u> <u>Fund</u>	<u>Special</u> <u>Funds</u>	<u>General</u> <u>Fund</u>	<u>Special</u> <u>Funds</u>	<u>General</u> <u>Fund</u>	<u>Special</u> <u>Funds</u>
Revenues:			\$1,070,300		\$1,070,300	
Expenditures:			-0-		-0-	

- 3. What, if any, is the effect of this measure on the appropriation for your agency or department:

- a. For rest of 1991-93 biennium: _____
- b. For the 1993-95 biennium: -0-
- c. For the 1995-97 biennium: -0-

- 4. County and City fiscal effect in dollar amounts:

<u>1991-93</u> <u>Biennium</u>		<u>1993-95</u> <u>Biennium</u>		<u>1995-97</u> <u>Biennium</u>	
<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>
-0-	-0-	-0-	-0-	-0-	-0-

If additional space is needed, attach a supplemental sheet.

Signed Keith E. Nelson

Typed Name Keith E. Nelson

Department Supreme Court

Phone Number 224-4216

Date Prepared: 2/17/93

S. B. No. 2524, as amended, would increase civil filing fees (with certain exceptions) by \$30 with the increase deposited in the general fund and would establish a \$20 filing fee to be deposited in the general fund for motions to modify certain orders. The filing fee modifications, in becoming effective on the effective date of the bill, would generate state general fund revenue for the 1993-95 biennium and each biennium thereafter.

Based upon 1991 statistics and excluding small claims actions and divorce and adult abuse proceedings, there were 9,466 civil filings in county court and 15,223 civil filings in district court for a combined total of 24,689. Assuming a waiver of filing fees on 50% of district court filings, the number of filings for which the \$30 fee increase would be collected is reduced to 17,077. This results in state general fund revenue in the amount of \$512,310 annually or \$1,024,620 per biennium.

Based upon 1991 statistics, there were 11,420 proceedings in which motions to modify could be filed and for which the \$20 fee could be assessed. There is no present statistical base that indicates the number of motions to modify that are filed yearly. Assuming that motions to modify upon which the \$20 fee could be collected are filed in 10% of the proceedings, this would result in state general fund revenue of \$22,840 annually (1,142 x 20) or \$45,680 per biennium (1,142 x 20 x 2).