

Introduced by

Senators Lyson, Warner, Nelson, J. Lee

Representative Delmore

1 A BILL for an Act to amend and reenact subsection 1 of section 27-05.2-03 of the North Dakota
2 Century Code, relating to fees collected by the clerk of district court for deposit in the civil legal
3 services fund.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 27-05.2-03 of the North Dakota
6 Century Code is amended and reenacted as follows:

- 7 1. A clerk of the district court shall charge and collect the following fees in civil cases:
- 8 a. For filing a case for decision that is not a small claims action, eighty dollars.
- 9 (1) Fifteen dollars of this fee must be paid by the clerk of court to the state
10 treasurer for deposit in the civil legal services fund. Any fees collected
11 under this paragraph which exceed ~~four~~ six hundred thousand dollars
12 in any biennium must be paid by the clerk of court to the state treasurer
13 for deposit in the state general fund.
- 14 (2) For the filing of a petition for dissolution of marriage, annulment, or
15 separation from bed and board, fifty dollars of this fee must be paid by
16 the clerk of court to the state treasurer for deposit in the displaced
17 homemaker account created by section 14-06.1-14 and fifteen dollars
18 of this fee must be paid by the clerk of court to the state treasurer for
19 deposit in the state general fund.
- 20 (3) For all other filings, sixty-five dollars of this fee must be paid by the
21 clerk of court to the state treasurer for deposit in the state general fund.
- 22 b. For filing an answer to a case that is not a small claims action, fifty dollars.
23 The clerk shall deposit this fee with the state treasurer for deposit in the
24 general fund in the state treasury.

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- 1 c. For filing a small claims action in district court, ten dollars.
- 2 d. For filing any matter authorized to be filed in the office of the clerk of court
- 3 other than under subdivision a, b, or c, ten dollars.
- 4 e. For preparing, certifying, issuing, or transmitting any document, ten dollars, or
- 5 a lesser fee as may be set by the state court administrator.
- 6 f. For filing a motion or an answer to a motion to modify an order for alimony,
- 7 property division, child support, or child custody, thirty dollars. The clerk shall
- 8 deposit this fee with the state treasurer for deposit in the general fund of the
- 9 state treasury.