

COURT COSTS AND FEES
Effective October 1, 2002

CRIMINAL (*includes the \$1.05 IDA fee)	AMOUNT
<u>DISTRICT COURT (including criminal cases before magistrates¹)</u> (G.S. §7A-304)	
• General Court of Justice*	75 ²
• Facilities fee	12
• LEOB	8
• TOTAL	95
Plus \$5.00 service for each arrest or service of criminal process, including citations and subpoenas.	
<u>SUPERIOR COURT (G.S. §7A-304)</u>	
• General Court of Justice*	82 ²
• Facilities fee	30
• LEOB	8
• TOTAL	120
Plus \$5.00 service for each arrest or service of criminal process, including citations and subpoenas.	
MISCELLANEOUS FEE INCREASES	AMOUNT
Appointment of Counsel for an indigent (G.S. §7A-455.1) – 12/1/02	50 ^{3 4 5}
Community Service DWI (G.S. §20-179.4) Deferred prosecution (G.S. §143B-262.4) Parole (G.S. §15A-1371)	200
Dispute resolution of criminal cases (Community Mediation) (G.S. §7A-38.7) – 11/1/02	60 ⁶
Expunction of Criminal Records (G.S. §§15A-145; 90-96)	65 ⁷
SBI Lab (G.S. §7A-304)	300
Seat Belt violations (Adult) (G.S. §20-135.2A)	50 GCJ fee ¹

¹ These court costs increases apply to all costs assessed or collected on or after October 1, 2002, EXCEPT in misdemeanor or infraction cases disposed of on or after that date by written appearance, waiver, and plea of guilty or admission of responsibility pursuant to G.S. §7A-180(4) or G.S. §7A-273(2) the cost shall be the lesser of the cost shown on the citation or of court costs on that date.

² For a person convicted of a felony in superior court who has made a first appearance in district court, both the district court and superior court fees shall be assessed.

³ This section is effective 12/1/02.

⁴ \$45.00 of this fee is to be credited to the Indigent Defense fund, and \$5.00 is credited to the Court Information Technology fund.

⁵ NOTE: credit for early payment. See discussion on "New Fees" attached.

⁶ This fee, effective 11/1/02, applies to criminal cases resolved through referral to a community mediation center. Center to submit dismissal form to DA, together with proof of payment by defendant.

⁷ The \$65 fee does not apply to persons who filed the petition as an indigent. It also does not apply to petitions for expunction when charges are dismissed or there are findings of not guilty under G.S. §15A-146 and 15A-147.

	plus 25 fine
Supervision Parole (G.S. §15A-1374) Probation (G.S. §15A-1343) Post Release (G.S. §15A-1368.4)	30 per month
Worthless Check Program (G. S. 14-107.2)	60

CIVIL (*includes the \$1.05 IDA fee)	AMOUNT
MAGISTRATES (G.S. §7A-305) (domestic violence cases⁸)	
• General Court of Justice*	43
• Facilities fee	12
• TOTAL	55
Plus \$5.00 Service Fee for each item of civil process served by the sheriff (Note: In some counties, this fee is paid directly to the sheriff.)	
MAGISTRATES SPECIAL FEES (G.S. §7A-309)	
Performing Marriage Ceremony	20
Petition for Year's Allowance	8
Taking a deposition	10
Proof of execution or acknowledgment of instrument	2
Performing any statutory function, not incident to a civil or criminal action	2
DISTRICT COURT (G.S. §7A-305) (except domestic violence cases⁸)	
• General Court of Justice*	54
• Facilities fee	16
• TOTAL	70
Plus \$5.00 service fee for each item of civil process served by the sheriff (see note above)	
Plus, upon the filing of an action for absolute divorce, \$20.00 displaced homemakers fee	
SUPERIOR COURT (G.S. §7A-305)	
• General Court of Justice*	69
• Facilities fee	16
• TOTAL	85
Plus \$5.00 service for each item of civil process served by the sheriff (see note above)	
MISCELLANEOUS FEE INCREASES	AMOUNT
Proceeding supplemental to execution	30
Confession of judgment	22.50
Taking a deposition --if HB 1187 is enacted	10
Taking a deposition --if HB 1187 is NOT enacted I	7.50
Execution	22.50
Notice of resumption of former name	7.50

⁸ No costs may be assessed for the filing, issuance, registration or service of a protective order or a petition for a protective order or witness subpoena.

Taking an acknowledgement or administering an oath, or both, with or without seal, each certificate (except that oaths of office shall be administered to public officials without charge)	1.50
Bond, taking justification or approving	7.50
Certificate, under seal	3
Exemplification of records	7.50
Recording or docketing (including indexing) any document	6 for first page; .25 for each additional page or fraction thereof
Preparation of copies	1.50 for first page; .25 for each additional page or fraction thereof
Preparation and docketing of transcript of judgment	7.50
Substitution of trustee in deed of trust	7.50
Execution of passport application	The amount allowed by federal law
Criminal record search (except if search is requested by an agency of the State or any of its political subdivisions or by an agency of the United States or by a petitioner in a proceeding under Article 2 of General Statutes Chapter 20)	7.50
Filing the affirmations, acknowledgments, agreements and resulting orders entered into under the provisions of G.S. 110-132 and G.S. 110-133	6
Filing a motion to assert a right of access under G.S. 1-72.1	30

SPECIAL PROCEEDINGS (*includes the \$1.05 IDA fee)	AMOUNT
SPECIAL PROCEEDINGS (Except Foreclosures) (G.S. §7A-306)	
• General Court of Justice*	30 plus .30/100 FMV of land involved, max. - 200
• Facilities fee	10
• TOTAL	40 plus % FMV
Plus \$5.00 service fee for each item of civil process served by the sheriff (note: in some counties, this fee is paid directly to the sheriff.)	
FORECLOSURES (G.S. §7A-308)	
• General Court of Justice*	60, plus .45/\$100 of final sale price Min. - 10 Max. - 300
• Facilities fee	None
• TOTAL	60 plus % price
Plus \$5.00 service fee for each item of civil process served by the sheriff (see note above)	

ESTATES (*includes the \$1.05 IDA fee)	AMOUNT
<u>ESTATES (G.S. §7A-307)</u>	
<ul style="list-style-type: none"> • General Court of Justice* (includes the IDA fee, except in cases of probate without qualification and collection by affidavit) 	30 plus .40/100 of final sale price Min. – 15 Max. - 3,000
<ul style="list-style-type: none"> • Facilities fee 	10
<ul style="list-style-type: none"> • TOTAL 	40 plus % price
Note: the estate fees set forth here apply on the filing of the inventory, if not previously collected. other fees apply on the filing of accountings.	
<u>PERSONAL PROPERTY RECEIVED BY A TRUST UNDER WILL, WHEN ESTATE PREVIOUSLY ADMINISTERED UNDER CHAPTER 28A [G.S. §7A-307(2a)]</u>	
<ul style="list-style-type: none"> • General Court of Justice* 	30
<ul style="list-style-type: none"> • Annual and final accountings 	20 per filing
<ul style="list-style-type: none"> • Facilities fee 	10
<ul style="list-style-type: none"> • TOTAL 	40 plus annual filing fee
<u>PROBATE OF A WILL WITHOUT QUALIFICATION [G.S. §7A-307(A)(3)]</u>	
<ul style="list-style-type: none"> • General Court of Justice 	20
<ul style="list-style-type: none"> • Facilities fee 	10
<ul style="list-style-type: none"> • TOTAL 	30
<u>COLLECTION BY AFFIDAVIT [G.S. §7A-307(b)]</u>	
<ul style="list-style-type: none"> • General Court of Justice 	30
<ul style="list-style-type: none"> • Facilities fee 	10
<ul style="list-style-type: none"> • TOTAL 	40
<u>MISCELLANEOUS ESTATE FEE INCREASES (G.S. §7A-307(b1))</u>	
The following fees will only increase if HB 1187 is enacted. The current fee is in parenthesis	
Taking a deposition	10 (5)
Docketing and Indexing a will probated in another county in the State	
First page	6 (1)
Each additional page or fraction thereof	.25
Hearing petition for year's allowance	8 (4)