

## COURT COSTS AND FEES CHART

The costs listed in this chart are effective **July 20, 2008**, and apply to all costs assessed or collected on or after that date, unless otherwise noted for a specific cost item or case type.

Changes for 2008 are noted in **highlighted red** type.

### CRIMINAL COURT COSTS AND FEES – G.S. 7A-304

Changes Enacted During the 2008 Legislative Session

- The **phone system fee** has been added for criminal, civil, estates, and special proceedings.

CRIMINAL COURT COSTS	AMOUNT
<u>DISTRICT COURT (including criminal cases before magistrates) [G.S. 7A-304]</u>	
• General Court of Justice Fee	95.50
• Facilities Fee	12.00
• <b>Phone Systems Fee</b>	<b>1.00</b>
• LEOB Amounts	7.50
• <b>TOTAL</b>	<b>116.00</b>
Plus \$5.00 service fee for each arrest or service of criminal process, including citations and subpoenas.	
<u>SUPERIOR COURT [G.S. 7A-304]</u>	
• General Court of Justice Fee	102.50
• Facilities Fee	30.00
• <b>Phone Systems Fee</b>	<b>1.00</b>
• LEOB Amounts	7.50
• <b>TOTAL</b>	<b>141.00</b>
Plus \$5.00 service fee for each arrest or service of criminal process, including citations and subpoenas.	
<u>Note: For a person convicted of a felony in Superior Court who has made a first appearance in District Court, all Superior Court costs plus the District Court General Court of Justice fee shall be assessed. See G.S. 7A-304(a)(4).</u>	

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<b>OTHER CRIMINAL FEES</b>	<b>AMOUNT</b>
Appointment of Counsel Fee for Indigent Defendants [G.S. 7A-455.1] <u>Note:</u> This fee is due <u>only</u> if the defendant has been convicted.	50.00
Civil Revocation Fee [G.S. 20-16.5]	100.00
Community Service Fee [G.S. 15A-1371, G.S. 20-179.4, and G.S. 143B-262.4]	200.00
Continuous Alcohol Monitoring Fee [G.S. 15A-1374 and G.S. 20-179] <u>Note:</u> This fee is remitted to the system vendor.	up to 1,000.00
Criminal Record Check Fee [G.S. 7A-308]	15.00
Dispute Resolution Fee [G.S. 7A-38.3D and G.S. 7A-38.7] <u>Note:</u> This fee applies to cases resolved through community mediation.	60.00 per mediation
Expunction Fee [G.S. 15A-145] <u>Note:</u> This fee does <u>not</u> apply to a person who files an expunction petition as an indigent. It also does <u>not</u> apply to petitions for expunction under G.S. 15A-146, G.S. 15A-147, or G.S. 90-113.14.	125.00
Expunction Fee [G.S. 90-96] <u>Note:</u> This fee does <u>not</u> apply to persons who file an expunction petition as an indigent. It also does <u>not</u> apply to petitions for expunction under G.S. 15A-146, G.S. 15A-147, or G.S. 90-113.14.	65.00
Failure to Appear Fee [G.S. 7A-304] <u>Note:</u> This fee applies to a failure to appear after 20 days in <u>any criminal case</u> , not just motor vehicle cases. The failure to comply fee was eliminated.	100.00
House Arrest with Electronic Monitoring Fee [G.S. 15A-1343]	90.00
Limited Driving Privilege Fee – Petitions under G.S. 20-20.1  At Petition/Application:  <u>Note:</u> On or after July 20, 2008, collect the \$1.00 phone fee as part of the CVD costs at petition/application.	CVD Costs 100.00 (in addition to CVD costs)
Limited Driving Privilege Fee – Other than under G.S. 20-20.1 <u>Note:</u> If there is no underlying conviction in the county, charge civil filing fees as explained on form AOC-CV-350. On or after July 20, 2008, collect the \$1.00 phone fee as part of the civil costs.	If Issued: 100.00
Satellite-Based Monitoring Fee for Sex Offenders [G.S. 14-208.45]	90.00
SBI Lab Fee [G.S. 7A-304]	300.00
Local Government Lab Fee [G.S. 7A-304]	300.00

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<b>OTHER CRIMINAL FEES</b>	<b>AMOUNT</b>
Adult Front Seat Belt Violations and Motorcycle/Moped Helmet Violations [G.S. 20-135.2A and G.S. 20-140.4]	75.00 GCJ fee (plus \$25.00 fine)
Adult Rear Seat Belt Violation [G.S. 20-135.2A(e)]	No Costs (\$10.00 fine only)
Supervision Fee [G.S. 15A-1343, G.S. 15A-1368.4, and G.S. 15A-1374]	30.00 per month
Worthless Check Program Fee [G.S. 7A-308]	60.00

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### CIVIL COURT COSTS AND FEES – G.S. 7A-305

#### Changes Enacted During the 2008 Legislative Session

- The **phone system fee** has been added for criminal, civil, estates, and special proceedings.
- The **divorce filing fee** has been increased by \$20.00.
- G.S. 7A-317(3) was amended in Senate Bill 2056 to reinstate counties' and municipalities' exemption from advanced facilities fees and General Court of Justice fees in all cases. (Legislation in 2007 removed their exemption, effective July 1, 2008, but SB 2056 restored their exemption, effective on the same date.)

CIVIL COURT COSTS	AMOUNT
<u>MAGISTRATES [G.S. §7A-305] (except domestic violence cases<sup>1</sup>)</u>	
• General Court of Justice	63
• Facilities fee	12
• <b>Phone systems fee</b>	<b>1</b>
• <b>TOTAL</b>	<b>76</b>
Plus \$15.00 service fee for each item of civil process served by the sheriff	
<u>MAGISTRATES SPECIAL FEES [G.S. §7A-309]</u>	
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
<u>DISTRICT COURT [G.S. §7A-305] (except cases under Chapter 50B or 50C)<sup>1</sup></u>	
• General Court of Justice	73
• Facilities fee	16
• <b>Phone systems fee</b>	<b>1</b>
• <b>TOTAL</b>	<b>90</b>

<sup>1</sup> 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 under Chapter 50B (Domestic Violence) or 50C (civil no-contact). However, civil district court costs should be assessed for filing a petition for a workplace civil no-contact order filed pursuant to Article 23 of Chapter 95. *See also*, footnote 2.

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CIVIL COURT COSTS	AMOUNT
<u>SUPERIOR COURT [G.S. §7A-305]</u>	
• General Court of Justice (Includes the \$2.05 IDA fee.)	93
• Facilities fee	16
• <b>Phone systems fee</b>	<b>1</b>
• <b>TOTAL</b>	<b>110</b>
Plus \$15.00 service fee for each item of civil process served by the sheriff	
Plus Business Court fee upon assignment	200

OTHER CIVIL FEES	AMOUNT
Service fee for each item of civil process served by the sheriff	15
<b>Filing for absolute divorce</b> (Paid to State Treasurer; \$55 for the Displaced Homemaker Fund and <b>\$20 for the Domestic Violence Center Fund.</b> )	<b>75</b> (in addition to civil filing fees)
Civil District Court Costs are assessed on amendments to original actions filed under 50B unless such amendment also arises under 50B. <sup>2</sup>	

<sup>2</sup> For example, if an amended complaint is filed in an existing 50B action, and the amendment adds claims for equitable distribution, divorce, or custody, the party filing the amendment is assessed the civil filing fees.

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### SPECIAL PROCEEDINGS COSTS AND FEES – G.S. 7A-306

Changes Enacted During the 2008 Legislative Session

- The **phone system fee** has been added for criminal, civil, estates, and special proceedings.
- The phone system fee **does not apply to foreclosure filings**.

SPECIAL PROCEEDINGS COSTS	AMOUNT
<u>SPECIAL PROCEEDINGS (Except Foreclosures) [G.S. §7A-306]</u>	
• General Court of Justice	40 plus .30/100 FMV of land involved. Max - 200
• Facilities fee	10
• <b>Phone systems fee</b>	<b>1</b>
• <b>TOTAL</b>	<b>51</b> plus % FMV
Plus \$15.00 service fee for each item of civil process served by the sheriff	
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<u>FORECLOSURES [G.S. §7A-308]</u>	
• General Court of Justice	75 plus .45/\$100 of final sale price Min. - 10 Max. - 500
• Facilities fee	None
• <b>TOTAL</b>	<b>75</b> plus % price
Plus \$15.00 service fee for each item of civil process served by the sheriff	

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### ESTATES COSTS AND FEES – G.S. 7A-307

Changes Enacted During the 2008 Legislative Session

- The **phone system fee** has been added for criminal, civil, estates, and special proceedings.

ESTATES COSTS	AMOUNT
<u>ESTATES [G.S. §7A-307]</u>	50 plus .40/100 of gross estate Min. – 15 Max. – 6,000
• General Court of Justice (includes the IDA fee, except in cases of probate without qualification)	
• Facilities fee	10
• <b>Phone systems fee</b>	<b>1</b>
• <b>TOTAL</b>	<b>61</b> plus % FMV
<u>Note:</u> 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.	
<b>PERSONAL PROPERTY RECEIVED BY A TRUST UNDER WILL, WHEN ESTATE PREVIOUSLY ADMINISTERED UNDER CHAPTER 28A [G.S. §7A-307(a)(2a)]</b>	
• General Court of Justice	50
• Annual and final accountings	20 per filing
• Facilities fee	10
• <b>Phone systems fee</b>	<b>1</b>
• <b>TOTAL</b>	<b>61</b> plus annual filing fee or % FMV of additional assets
<b>ADDITIONAL NEW PERSONAL PROPERTY ASSETS RECEIVED BY A TRUST UNDER WILL ON WHICH FEES WERE NOT ALREADY ASSESSED WHEN ESTATE PREVIOUSLY ADMINISTERED UNDER CHAPTER 28A [G.S. §7A-307(a)(2a)]</b>	
	.40/100 of gross value of assets Min. – 20 Max. - \$6,000
<b>PROBATE OF A WILL WITHOUT QUALIFICATION [G.S. §7A-307(a)(3)]</b>	
• General Court of Justice	20
• Facilities fee	10
• <b>TOTAL</b>	<b>30</b>

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<b>ESTATES COSTS</b>	<b>AMOUNT</b>
<u>COLLECTION BY AFFIDAVIT</u> [G.S. §7A-307(b)]	50 plus .40/100 of gross estate Min. – 15 Max. - 6,000
• General Court of Justice	
• Facilities fee	10
• <b>Phone systems fee</b>	<b>1</b>
• <b>TOTAL</b>	<b>61</b>

<b>OTHER ESTATE FEES</b>	<b>AMOUNT</b>
Service fee for civil process served by the Sheriff [G.S. §7A-307(c)]	15
Taking a deposition [G.S. §7A-307(b1)]	10
Docketing and Indexing a will probated in another county in the State	
First page	6
Each additional page or fraction thereof [G.S. §7A-307(b1)]	.25
Hearing petition for year's allowance [G.S. §7A-307(b1)]	8



