
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 363 Session of
2015

INTRODUCED BY WHITE, TEPLITZ, WARD, YUDICHAK, BOSCOLA AND VOGEL,
JANUARY 30, 2015

REFERRED TO JUDICIARY, JANUARY 30, 2015

AN ACT

1 Amending Titles 16 (Counties) and 42 (Judiciary and Judicial
2 Procedure) of the Pennsylvania Consolidated Statutes by:
3 --In Title 16:
4 In general provisions:
5 In salaries:
6 providing for counties of the third class,
7 for counties of the fourth class, for counties of
8 the fifth class, for counties of the sixth class,
9 counties of the seventh class, for counties of
10 the eighth class, for counties of the second
11 class, for recorder of deeds, for register of
12 wills, for court personnel and salaries, for
13 power of the county commissioners to fix salaries
14 of county officers, for multiple officeholders
15 and salaries and for salary of controller,
16 recorder of deeds and clerk of courts in counties
17 of the third class.
18 In fees:
19 providing for Orphans' Court in fifth through
20 eighth class counties, for Orphans' Court in
21 second through eighth class counties, for
22 additional fee for initiation in second class
23 counties, for prothonotaries and civil judicial
24 records offices in second class counties, for
25 establishment and modification of fees in second
26 class counties, for additional fee for initiation
27 in second class counties, for payment required,
28 for County Records Improvement Fund and for clerk
29 of courts or director of criminal judicial

1 records fee.
2 In prothonotary or director fees:
3 providing for construction of terms, for fees
4 in counties of the second class A, third class,
5 fourth class, fifth class, sixth class, seventh
6 class and eighth class, and in home rule
7 counties, for increasing existing fees, for
8 automation fee for prothonotary's office or civil
9 judicial records office or consolidated judicial
10 records office and for similar service, payment
11 in advance and tax.
12 In fees for Municipal Court of Philadelphia:
13 providing for fee schedule, for fees for
14 similar service and for fees required before a
15 service is performed.
16 In fees in second class A counties:
17 providing for fees charged and collected and
18 for similar service, payment in advance and tax.
19 In reimbursement, providing for county court
20 reimbursement.
21 --In Title 42:
22 In general provisions, further providing for
23 definitions.
24 In general structure and powers, further providing
25 for oaths and acknowledgments.
26 In community and municipal courts:
27 In community courts, further providing for lien
28 of judgments.
29 In Pittsburgh Magistrates Court, further
30 providing for lien of judgment.
31 In traffic courts, further providing for signatures
32 and dockets.
33 In magisterial district judges, further providing for
34 lien of judgment.
35 In governance of the system, further providing for
36 personnel of the system and for establishment of fees and
37 charges.
38 In Administrative Office of Pennsylvania Courts:
39 further providing for availability of criminal
40 charge information in child custody proceedings; and
41 providing for county-level prothonotaries, clerks
42 of the courts, clerks of orphans' court divisions and
43 selected deputies.
44 In representation of litigants, further providing for
45 letters of attorney.
46 Providing for judicial records office.
47 In selection and retention of judicial officers,
48 further providing for certification of successful
49 completion of course of training.
50 In facilities and supplies, further providing for
51 county judicial center or courthouse and for deposits

1 into account.
2 In dockets, indices and other records:
3 In establishment, maintenance and effect of
4 judicial records:
5 further providing for effect of records as
6 notice, for effect of judgments and orders as
7 liens, for Federal judgments as liens and for
8 enforcement of foreign judgments.
9 In disposition of obsolete records, further
10 providing for transfer of custody to local museum
11 upon application.
12 In court interpreters:
13 In court interpreters for persons with limited
14 English proficiency, further providing for duties of
15 Court Administrator.
16 In court interpreters for persons who are deaf,
17 further providing for duties of Court Administrator.
18 In juries and jurors, further providing for expenses
19 of investigating grand juries and trials resulting
20 therefrom.
21 In bonds and recognizances:
22 further providing for definitions, for
23 registration and licensure required, for suspension
24 or revocation of license and for statements by
25 fidelity or surety companies.
26 In rules of evidence, further providing for proof of
27 official records and for retention of records.
28 In juvenile matters, further providing for subpoena
29 and for ordering foreign supervision.
30 In prisoner litigation, further providing for
31 prisoner filing fees.
32 In judgments and other liens:
33 In general provisions, further providing for duty
34 of judgment creditor to enter satisfaction.
35 In exemptions from execution, further providing
36 for personal earnings exempt from process.
37 In priority of liens, further providing for time
38 from which liens have priority and for endorsement of
39 time.
40 In enforcement of judgments, further providing
41 for judicial sale as affecting lien of mortgage.
42 In particular rights and immunities, further
43 providing for civil rights violations.
44 In commencement of proceedings, further providing for
45 indictment and information.
46 In sentencing, further providing for collection of
47 restitution, reparation, fees, costs, fines and
48 penalties.
49 --Making repeals.

50 Under Article V of the Constitution of Pennsylvania and its

1 establishment of the Unified Judicial System and consistent with
2 the authority of the General Assembly regarding expenditure of
3 Commonwealth funds under section 24 of Article III of the
4 Constitution of Pennsylvania and while otherwise expressly
5 reserving its appropriation and other legislative authority as
6 to the funding of the Unified Judicial System, it is the intent
7 of the General Assembly to facilitate the administration of the
8 Unified Judicial System by providing for the inclusion of
9 designated county prothonotaries, clerks of the courts and
10 clerks of orphans' court divisions and selected deputies within
11 the Unified Judicial System and for their compensation by the
12 Commonwealth.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. Chapter 11 of Title 16 of the Pennsylvania
16 Consolidated Statutes is amended by adding subchapters to read:

17 SUBCHAPTER C

18 SALARIES

19 Sec.

20 1141. Counties of the third class.

21 1142. Counties of the fourth class.

22 1143. Counties of the fifth class.

23 1144. Counties of the sixth class.

24 1145. Counties of the seventh class.

25 1146. Counties of the eighth class.

26 1147. Counties of the second class.

27 1148. Recorder of deeds.

28 1149. Register of wills.

29 1150. Court personnel and salaries.

30 1151. Power of county commissioners to fix salaries of county

1 officers.

2 1152. Multiple officeholders and salaries.

3 1153. Salary of controller, recorder of deeds and clerk of
4 courts in counties of third class.

5 § 1141. Counties of the third class.

6 (a) County officers.--Except as provided in subsection (b),
7 the annual salaries of the following county officers of counties
8 of the third class shall be as follows:

9 (1) The sheriff, \$12,480.

10 (2) The coroner, \$9,120.

11 (3) The prothonotary, \$11,520.

12 (4) The clerk of the courts, \$11,520.

13 (5) The register of wills and ex officio clerk of the
14 orphans' court, \$8,760.

15 (6) The recorder of deeds, \$11,520.

16 (7) The county treasurer, \$10,080.

17 (8) The county controller, \$12,600.

18 (9) A county commissioner, \$13,500.

19 (10) A jury commissioner, \$1,680.

20 (11) The district attorney, \$13,500.

21 (b) Reduction.--If the powers and duties of an office
22 subject to this section are transferred under 42 Pa.C.S. §
23 1905.1 (relating to county-level prothonotaries, clerks of the
24 court, clerks of the orphans' court division and selected
25 deputies), the county commissioners may reduce the salary for
26 the office to an amount they deem appropriate.

27 § 1142. Counties of the fourth class.

28 (a) County officers.--Except as provided in subsection (b),
29 the annual salaries of the following county officers of counties
30 of the fourth class shall be as follows:

1 (1) The district attorney, \$12,000.

2 (2) The sheriff, \$11,400.

3 (3) The prothonotary, \$11,160.

4 (4) The clerk of courts, \$11,160.

5 (5) The clerk of the orphans' court, other than the
6 register of wills acting as ex officio of orphans' court,
7 \$11,160.

8 (6) The register of wills and ex officio of the orphans'
9 court, \$8,760.

10 (7) The recorder of deeds, \$11,160.

11 (8) The county treasurer, \$9,840.

12 (9) A county commissioner, \$12,000.

13 (10) The coroner, \$8,400.

14 (11) A jury commissioner, \$1,130.

15 (12) The county controller, where the office exists or
16 may be created, \$11,160.

17 (b) Reduction.--If the powers and duties of an office
18 subject to this section are transferred under 42 Pa.C.S. §
19 1905.1 (relating to county-level prothonotaries, clerks of the
20 court, clerks of the orphans' court division and selected
21 deputies), the county commissioners may reduce the salary for
22 the office to an amount they deem appropriate.

23 § 1143. Counties of the fifth class.

24 (a) County officers.--Except as provided in subsection (d),
25 the annual salaries of the following county officers of counties
26 of the fifth class shall be as follows:

27 (1) The sheriff, \$9,600.

28 (2) The county comptroller, where the office exists,
29 \$9,600.

30 (3) The coroner, \$5,400.

1 (4) The prothonotary, \$9,600.

2 (5) The clerk of quarter sessions and oyer and terminer,
3 \$9,600.

4 (6) The clerk of the orphans' court, \$9,600.

5 (7) The register of wills, \$9,600.

6 (8) The recorder of deeds, \$9,600.

7 (b) Holding two or more offices.--If an officer under
8 subsection (a) holds two or more offices under subsection (a),
9 the officer shall receive \$9,600.

10 (c) Other county officers.--Except as provided in subsection
11 (d), the annual salaries of the following county officers of
12 counties of the fifth class shall be as follows:

13 (1) A county commissioner, \$10,200.

14 (2) The county treasurer, \$9,600.

15 (3) A jury commissioner, \$900.

16 (4) The district attorney, \$10,200.

17 (d) Reduction.--If the powers and duties of an office
18 subject to this section are transferred under 42 Pa.C.S. §
19 1905.1 (relating to county-level prothonotaries, clerks of the
20 court, clerks of the orphans' court division and selected
21 deputies), the county commissioners may reduce the salary for
22 the office to an amount they deem appropriate.

23 § 1144. Counties of the sixth class.

24 (a) County officers.--Except as provided in subsection (d),
25 the annual salaries of the following county officers of counties
26 of the sixth class shall be as follows:

27 (1) The clerk of the court of quarter sessions, \$8,400.

28 (2) The treasurer, \$8,160.

29 (3) The controller, \$8,400.

30 (4) The clerk of oyer and terminer, \$1,100.

1 (5) A clerk of the orphans' court, other than the
2 register of wills acting as ex officio of orphans' court,
3 \$7,200.

4 (6) The prothonotary, \$8,400.

5 (7) The recorder of deeds, \$8,400.

6 (8) The register of wills, \$7,200.

7 (b) Holding two or more offices.--If an officer under
8 subsection (a) holds two or more offices under subsection (a),
9 the officer shall receive the highest salary fixed for any of
10 the offices and the additional salary of \$750.

11 (c) Other county officers.--Except as provided in subsection
12 (d), the annual salaries of the following county officers of
13 counties of the sixth class shall be as follows:

14 (1) The sheriff, \$8,400.

15 (2) A county commissioner, \$9,350.

16 (3) The district attorney, \$9,450.

17 (4) A jury commissioner shall receive \$15 for each day
18 necessarily employed in the discharge of the jury
19 commissioner's duties. The compensation shall be paid from
20 the county treasury in the same manner as the salary or
21 compensation of other county officers and employees.

22 (5) A county auditor shall receive \$20 per six hours of
23 work in the discharge of the auditor's duties, together with
24 10¢ per mile for travel from and to the auditor's home once
25 per day when employed as an auditor.

26 (6) The fees to be received by the coroner of each
27 county of the sixth class shall be as follows:

28 (i) Viewing a dead body, \$18.

29 (ii) Summoning and qualifying inquest, drawing and
30 returning an inquisition, \$9.50.

1 (iii) Summoning and qualifying a witness, \$3, to be
2 paid out of the goods, chattels, lands or tenements of
3 the slayer in a case of murder or manslaughter.

4 (iv) Executing process or a writ, the same fees as
5 allowed to the sheriff and the same mileage.

6 In a case of murder or manslaughter, a fee under this
7 paragraph shall be paid out of the goods, chattels, lands or
8 tenements of the slayer, if the slayer has goods, chattels,
9 lands or tenements. If not, the county shall bear the cost of
10 the fee together with mileage at the rate of 10¢ per mile
11 traveled to and from the courthouse and the place of viewing
12 the body.

13 (d) Reduction.--If the powers and duties of an office
14 subject to this section are transferred under 42 Pa.C.S. §
15 1905.1 (relating to county-level prothonotaries, clerks of the
16 court, clerks of the orphans' court division and selected
17 deputies), the county commissioners may reduce the salary for
18 the office to an amount they deem appropriate.
19 § 1145. Counties of the seventh class.

20 (a) County officers.--Except as provided in subsection (b),
21 the annual salaries of the following county officers of counties
22 of the seventh class shall be as follows:

23 (1) The sheriff, \$6,240.

24 (2) The district attorney, \$6,500.

25 (3) The annual salary of a county commissioner shall be
26 \$6,000.

27 (4) A jury commissioner shall receive \$15 for each day
28 necessarily employed in the discharge of the commissioner's
29 duties. The compensation shall be paid from the county
30 treasury in the same manner as the salary or compensation of

1 other county officers and employees.

2 (5) A county auditor shall receive \$20 per six hours of
3 work in the discharge of the auditor's duties, together with
4 10¢ per mile for travel from and to the auditor's home once
5 per day when employed as an auditor.

6 (6) The prothonotary or a clerk of the several courts of
7 common pleas, quarter sessions of the peace, oyer and
8 terminer and orphans' courts, the register of wills and the
9 recorder of deeds, shall:

10 (i) Keep or cause to be kept, a fair and accurate
11 account of the fees received for a service performed by
12 them or a person employed by them in their respective
13 offices.

14 (ii) On the first Monday of January of each year,
15 furnish a copy of the account, upon oath or affirmation,
16 to the auditor appointed by the court to settle the
17 accounts of county officers.

18 (iii) Pay to the county treasurer for the use of the
19 county, after deducting the necessary clerk hire and
20 office expenses, 50% on the amount of an excess over the
21 sum of \$7,200 that is found by the auditor, appointed by
22 the court to settle the accounts of county officers, to
23 have been received by an officer in a year, provided
24 that, if two or more of the offices are held by one
25 person, the auditor shall:

26 (A) add together the fees received in the
27 offices so held; and

28 (B) charge the same percentage on the aggregate
29 amount of fees received by the person holding more
30 than one of the offices.

1 When completed, a copy of the report of the auditor shall be
2 presented by the auditor to the court of common pleas of the
3 county and filed among the records of the court. Thereafter,
4 the report shall have the force and effect of, and be subject
5 to the same procedure as applies to, the report of the county
6 auditors.

7 (7) In a case of murder or manslaughter, a fee to be
8 received by the coroner of a county of the seventh class
9 shall be paid by the slayer or the slayer's estate if
10 recovery is possible; otherwise, the county shall bear the
11 cost of the fee. The fees shall be as follows:

12 (i) Viewing a dead body, \$18.

13 (ii) Summoning and qualifying inquest, drawing and
14 returning an inquisition, \$9.50.

15 (iii) Summoning and qualifying a witness, \$3.

16 (iv) Executing process or a writ, the same fees as
17 are allowed to the sheriff and the same mileage.

18 In a case of murder or manslaughter, a fee under this
19 paragraph shall be paid out of the goods, chattels, lands or
20 tenements of the slayer, if the slayer has goods, chattels,
21 lands or tenements. If not, the county shall bear the cost of
22 the fee together with mileage at the rate of 10¢ per mile
23 traveled to and from the court house and the place of viewing
24 the body.

25 (b) Reduction.--If the powers and duties of an office
26 subject to this section are transferred under 42 Pa.C.S. §
27 1905.1 (relating to county-level prothonotaries, clerks of the
28 court, clerks of the orphans' court division and selected
29 deputies), the county commissioners may reduce the salary for
30 the office to an amount they deem appropriate.

1 § 1146. Counties of the eighth class.

2 (a) County officers.--Except as provided in subsection (b),
3 the annual salaries of the following county officers of counties
4 of the eighth class shall be as follows:

5 (1) The sheriff, in a county having a population of less
6 than 12,000, \$4,080 and in a county having a population of
7 12,000 or more, but less than 20,000, \$4,680.

8 (2) A county commissioner, in a county having a
9 population of less than 12,000, \$3,380, and in a county
10 having a population of 12,000 or more, \$4,290.

11 (3) The district attorney, \$4,500.

12 (4) A county auditor shall receive \$20 per six hours of
13 work in the discharge of the auditor's duties, together with
14 10¢ per mile for travel from and to the auditor's home once
15 per day when employed as an auditor.

16 (5) A jury commissioner shall receive \$15 for a day
17 necessarily employed in the discharge of the commissioner's
18 duties. The compensation shall be paid from the county
19 treasury in the same manner as the salary or compensation of
20 other county officers and employees.

21 (6) The prothonotary or clerks of the several courts of
22 common pleas, quarter sessions of the peace, oyer and
23 terminer and orphans' courts, the register of wills and the
24 recorder of deeds shall:

25 (i) Keep or cause to be kept a fair and accurate
26 account of the fees received for services performed by
27 them or a person employed by them in their respective
28 offices.

29 (ii) On the first Monday of January of each year,
30 furnish a copy of the account, upon oath or affirmation,

1 to the auditor appointed by the court to settle the
2 accounts of county officers.

3 (iii) Pay to the county treasurer for the use of the
4 county after deducting the necessary clerk hire and
5 office expenses 50% on the amount of any excess over and
6 above the sum of \$7,200 that is found by the auditor,
7 appointed by the court to settle the accounts of county
8 officers, to have been received by an officer in a year,
9 provided that, if two or more of the offices is held by
10 one person, the auditor shall add together the fees
11 received in the offices held and charge the same
12 percentage on the aggregate amount of fees received by
13 the person holding more than one office.

14 When completed, a copy of the report of the auditor shall be
15 presented by him to the court of common pleas of the county
16 and filed among the records of the court. The report shall
17 thereafter have the force and effect of, and be subject to
18 the same procedure as applies to, the report of the county
19 auditors.

20 (7) In a case of murder or manslaughter, a fee to be
21 received by the coroner of a county of the eighth class shall
22 be paid by the slayer or the slayer's estate if recovery is
23 possible, otherwise and in all other cases by the county. The
24 fees shall be as follows:

25 (i) Viewing a dead body, \$18.

26 (ii) Summoning and qualifying inquest, drawing and
27 returning all inquisitions, \$9.50.

28 (iii) Summoning and qualifying each witness, \$3.

29 (iv) Executing process or a writ, the same fees as
30 are allowed to the sheriff and the same mileage.

1 In a case of murder or manslaughter, a fee under this
2 paragraph shall be paid out of the goods, chattels, lands or
3 tenements of the slayer, if the slayer has goods, chattels,
4 lands or tenements. If not, the county shall bear the cost of
5 the fee together with mileage at the rate of 10¢ per mile
6 traveled to and from the court house and the place of viewing
7 the body.

8 (b) Reduction.--If the powers and duties of an office
9 subject to this section are transferred under 42 Pa.C.S. §
10 1905.1 (relating to county-level prothonotaries, clerks of the
11 court, clerks of the orphans' court division and selected
12 deputies), the county commissioners may reduce the salary for
13 the office to an amount they deem appropriate.

14 § 1147. Counties of the second class.

15 (a) County officers.--Except as provided in subsection (d),
16 the minimum annual salaries of the elected officers of counties
17 of the second class set forth in section 401 of the act of July
18 28, 1953 (P.L.723, No.230), known as the Second Class County
19 Code, shall be as follows:

20 (1) County commissioner, chairman, \$41,540.

21 (2) County commissioners, other than chairman, \$39,295.

22 (3) Controller, \$36,181.

23 (4) Treasurer, \$36,181.

24 (5) Coroner, \$30,000.

25 (6) Recorder of deeds, \$33,681.

26 (7) Prothonotary, \$33,681.

27 (8) Clerk of courts, \$33,681.

28 (9) Register of wills, \$34,804.

29 (10) Sheriff, \$30,000.

30 (11) Jury commissioner, \$25,700.

1 (b) Authority of county commissioners.--From and after the
2 effective date of this section, the county commissioners of
3 counties of the second class may fix the salary of the county
4 officers governed by the provisions of subsection (a).

5 (c) Prohibition.--Except as provided in subsection (d), the
6 county commissioners of counties of the second class may not
7 reduce the salary of a county officer below the amount set forth
8 in subsection (a).

9 (d) Reduction.--If the powers and duties of an office
10 subject to this section are transferred under 42 Pa.C.S. §
11 1905.1 (relating to county-level prothonotaries, clerks of the
12 court, clerks of the orphans' court division and selected
13 deputies), the county commissioners may reduce the salary for
14 the office to an amount they deem appropriate.

15 § 1148. Recorder of deeds.

16 (a) General rule.--Except as provided in subsection (e), the
17 annual salary of a recorder of deeds shall be as follows:

18 (1) In a county of the second class, \$30,000.

19 (2) In a county of the second class A, \$26,500.

20 (3) In a county of the third class, \$23,500.

21 (4) In a county of the fourth class, \$21,500.

22 (5) In a county of the fifth class, \$19,000.

23 (6) In a county of the sixth class, \$17,000.

24 (7) In a county of the seventh class, \$15,500.

25 (8) In a county of the eighth class, \$14,000.

26 (b) Duties.--The recorder of deeds shall:

27 (1) Perform the duties required by law.

28 (2) Be the collection agent for the realty transfer tax
29 of this Commonwealth, including an amount payable upon a
30 redetermination of the amount of tax due.

1 (3) Comply with the laws relating to the realty transfer
2 tax of this Commonwealth and the rules and regulations of the
3 Secretary of Revenue.

4 In order to ascertain the amount of taxes due when the property
5 is located in more than one county, the recorder of deeds may
6 not accept for recording the deed unless it is accompanied by an
7 affidavit showing what taxes are due each county.

8 (c) Local realty transfer tax.--The recorder of deeds shall
9 be the collection agent for a political subdivision levying a
10 local realty transfer tax, including an amount payable upon a
11 redetermination of the amount of tax due, without compensation
12 from the political subdivision. In order to ascertain the amount
13 of taxes due when the property is located in more than one
14 political subdivision, the recorder of deeds may not accept for
15 recording the deed unless it is accompanied by an affidavit
16 showing what taxes are due each municipality. On or before the
17 10th of each month, the recorder of deeds shall pay over to the
18 appropriate political subdivision the local realty transfer
19 taxes collected, less 2% for use of the county, together with a
20 report containing the information as is required by the
21 Commonwealth in reporting collections of the realty transfer tax
22 of this Commonwealth. The recorder of deeds shall pay the 2%
23 withheld to the county. The county shall obtain and pay the
24 premium or premiums on a bond necessary to cover the performance
25 of the recorder of deeds' duties under this subsection.

26 (d) Redetermination.--Upon a redetermination of the amount
27 of realty transfer tax due, the deed shall be rerecorded or the
28 additional realty transfer tax form shall be recorded at the
29 option of the recorder of deeds, but the recorder of deeds shall
30 rerecord the deed or record the additional realty transfer tax

1 form only when both State and local amounts payable and a fee to
2 cover the costs of rerecording or recording have been tendered.

3 (e) Reduction.--If the powers and duties of a recorder of
4 deeds office are transferred under 42 Pa.C.S. § 1905.1 (relating
5 to county-level prothonotaries, clerks of the court, clerks of
6 the orphans' court division and selected deputies), the county
7 commissioners may reduce the salary for the office to an amount
8 they deem appropriate.

9 § 1149. Register of wills.

10 (a) General rule.--Except as provided in subsection (c), the
11 annual salary of a register of wills shall be as follows:

12 (1) In a county of the second class, \$30,000.

13 (2) In a county of the second class A, \$26,500.

14 (3) In a county of the third class, \$23,500.

15 (4) In a county of the fourth class, \$21,500.

16 (5) In a county of the fifth class, \$19,000.

17 (6) In a county of the sixth class, \$17,000.

18 (7) In a county of the seventh class, \$15,500.

19 (8) In a county of the eighth class, \$14,000.

20 (b) Duties.--The registers of wills shall:

21 (1) Perform the duties required by law.

22 (2) Be the agent of the Commonwealth for the collection
23 of both the transfer inheritance and estate taxes of this
24 Commonwealth, in the case of a resident decedent, under the
25 supervision of the Secretary of Revenue and under the rules
26 and regulations of the Secretary of Revenue.

27 (c) Reduction.--If the powers and duties of a register of
28 wills office are transferred under 42 Pa.C.S. § 1905.1 (relating
29 to county-level prothonotaries, clerks of the court, clerks of
30 the orphans' court division and selected deputies), the county

1 commissioners may reduce the salary for the office to an amount
2 they deem appropriate.

3 § 1150. Court personnel and salaries.

4 (a) General rule.--Except as provided in subsection (b), the
5 annual salary of a prothonotary, clerk of the criminal court
6 division of the courts of common pleas and clerk of the orphans'
7 court division of the courts of common pleas shall be as
8 follows:

9 (1) In a county of the second class, \$30,000.

10 (2) In a county of the second class A, \$26,500.

11 (3) In a county of the third class, \$23,500.

12 (4) In a county of the fourth class, \$21,500.

13 (5) In a county of the fifth class, \$19,000.

14 (6) In a county of the sixth class, \$17,000.

15 (7) In a county of the seventh class, \$15,500.

16 (8) In a county of the eighth class, \$14,000.

17 (b) Reduction.--If the powers and duties of an office
18 subject to this section are transferred under 42 Pa.C.S. §
19 1905.1 (relating to county-level prothonotaries, clerks of the
20 court, clerks of the orphans' court division and selected
21 deputies), the county commissioners may reduce the salary for
22 the office to an amount they deem appropriate.

23 § 1151. Power of county commissioners to fix salaries of county
24 officers.

25 (a) Authority of commissioners.--After the effective date of
26 this section, the county commissioners may fix the salary of the
27 county officers governed by the provisions of sections 1148
28 (relating to recorder of deeds), 1149 (relating to register of
29 wills), 1150 (relating to court personnel and salaries) and 1152
30 (relating to multiple officeholders and salaries).

1 (b) Manner of fixing salary.--A salary for the county
2 officers governed by the provisions of sections 1148, 1149, 1150
3 and 1152 shall be fixed by the county commissioners in the
4 following manner:

5 (1) The county commissioners shall cause notice of
6 intention to fix salaries at a special public meeting on a
7 date certain to be published in a newspaper of general
8 circulation at least 10 days in advance of the special public
9 meeting.

10 (2) The special public meeting shall be held during the
11 hours of 6 p.m. and 9 p.m., prevailing time, so as to afford
12 the public the greatest opportunity to attend.

13 (3) The special public meeting shall be held in a
14 centrally located area of the county.

15 (c) Limitation.--Except as provided in subsection (f), the
16 county commissioners may not reduce the salary of a county
17 officer below the amount set forth in sections 1148, 1149, 1150
18 and 1152.

19 (d) Prohibition.--A new salary schedule may not be adopted
20 in a calendar year in which the county commissioners are to be
21 elected.

22 (e) Increase.--A salary increase shall be on a percentage
23 basis and applied equally to all county officials except that
24 the county commissioners may provide a greater percentage salary
25 increase to the lowest paid county official, other than the jury
26 commissioners or county auditor, until the salary is equal to
27 the other county officials except the jury commissioners, county
28 auditors, district attorneys and county commissioners.

29 (f) Reduction.--If the powers and duties of an office
30 subject to this section are transferred under 42 Pa.C.S. §

1 1905.1 (relating to county-level prothonotaries, clerks of the
2 court, clerks of the orphans' court division and selected
3 deputies), the county commissioners may reduce the salary for
4 the office to an amount they deem appropriate.

5 § 1152. Multiple officeholders and salaries.

6 (a) General rule.--Except as provided in subsection (b),
7 where an officer mentioned under section 1148 (relating to
8 recorder of deeds), 1149 (relating to register of wills) or 1150
9 (relating to court personnel and salaries) holds two or more of
10 the offices for which a salary is fixed under section 1148, 1149
11 or 1150, the officer shall receive the highest salary fixed for
12 an office that the officer holds, plus an additional amount of
13 \$2,000 per year. The periodic salary increases provided for in
14 section 1151 (relating to power of the county commissioners to
15 fix salaries of county officers) shall be applicable to this
16 section.

17 (b) Reduction.--If the powers and duties of an office
18 subject to this section are transferred under 42 Pa.C.S. §
19 1905.1 (relating to county-level prothonotaries, clerks of the
20 court, clerks of the orphans' court division and selected
21 deputies), the county commissioners may reduce the salary for
22 the office to an amount they deem appropriate.

23 § 1153. Salary of controller, recorder of deeds and clerk of
24 courts in counties of third class.

25 (a) General rule.--Except as provided in subsection (b), the
26 salary, in a county of the third class, of the county
27 controller, the recorder of deeds and the clerk of courts shall
28 be \$5,000 per year.

29 (b) Reduction.--If the powers and duties of an office
30 subject to this section are transferred under 42 Pa.C.S. §

1 1905.1 (relating to county-level prothonotaries, clerks of the
2 court, clerks of the orphans' court division and selected
3 deputies), the county commissioners may reduce the salary for
4 the office to an amount they deem appropriate.

5 SUBCHAPTER D

6 FEEES

7 Sec.

8 1161. Orphans' Court in fifth through eighth class counties.

9 1162. Orphans' Court in second through eighth class counties.

10 1163. Additional fee for initiation in second class counties.

11 1164. Prothonotaries and civil judicial records offices in
12 second class counties.

13 1165. Establishment and modification of fees in second class
14 counties.

15 1166. Additional fee for initiation in second class counties.

16 1167. Payment required.

17 1168. County records improvement fund.

18 1169. Clerk of courts or director of criminal judicial records
19 fee.

20 § 1161. Orphans' Court in fifth through eighth class counties.

21 In counties of the fifth, sixth, seventh and eighth class,
22 the clerk of the Orphans' Court or the director of the Orphans'
23 Court division judicial records office shall charge the
24 following fees:

25 (1) Accounts filing, recording and setting up printed
26 copies of advertisement of accounts of trustees and
27 guardians, including certificate of the clerk or director:

28 (i) First page, \$23.

29 (ii) Each additional page, \$2.

30 (iii) Release attached to account:

- 1 (A) Recording per name, \$2.
- 2 (B) Each additional page, \$2.
- 3 (2) Adjudications, omitting opinion and discussion:
- 4 (i) Recording, with recording certificate and
- 5 filing, \$6.
- 6 (ii) First page of distribution, \$6.
- 7 (iii) Each additional page, \$2.
- 8 (iv) Copy of adjudication, exclusive of advertising,
- 9 \$2 per page.
- 10 (3) All adoption proceedings, \$18.
- 11 (4) All voluntary relinquishment proceedings, \$12.50.
- 12 (5) Allowance for minor, etc., and petition and order,
- 13 \$7.50.
- 14 (6) Appeal to an appellate court certificate of record
- 15 and bond, \$30.
- 16 (7) Attachment, petition and writ, \$6.
- 17 (8) Certificate of guardian or trustee appointment:
- 18 (i) First name, \$2.
- 19 (ii) Each additional name, 50¢.
- 20 (9) Citation, including proof of service, \$5.
- 21 (10) Commissions on money paid into court, 5% per year.
- 22 (11) Commitment, \$2.
- 23 (12) Copy of issuing decree, excluding certificate, \$3
- 24 per page.
- 25 (13) Discharge of trustee and appointment of substitute
- 26 trustee, \$6.
- 27 (14) Filing election to take under or against will,
- 28 \$6.50.
- 29 (15) Issuing exemplification of record:
- 30 (i) First page, \$10.

- 1 (ii) Each additional page, \$2.
- 2 (16) Extinguishing charge on lend, including certified
3 copy of final decree, \$10.
- 4 (17) Family settlement, \$12.50.
- 5 (18) Release, \$2 per name.
- 6 (19) Satisfaction of award, \$2.
- 7 (20) Guardian:
- 8 (i) Filing petition and appointment, \$10.
- 9 (ii) Filing and approval of bond, \$4.
- 10 (21) Marriage:
- 11 (i) License, including State tax, \$5.
- 12 (ii) Consent, 50¢.
- 13 (22) Order to pay, including filing petition for order
14 and order, \$6.50.
- 15 (23) Partition proceedings:
- 16 (i) One purpart, \$30.
- 17 (ii) Each additional purpart, \$4.
- 18 (24) Real estate or mortgage proceeding for distribution
19 of payment of debts:
- 20 (i) One purpart, \$10.
- 21 (ii) Each additional purpart, \$2.
- 22 (25) Specific performance of contract for sale of real
23 estate:
- 24 (i) Petition and order, \$10.
- 25 (ii) Seal of court, \$1.
- 26 (iii) Subpoena, \$2.
- 27 (26) Appraisement:
- 28 (i) Personal property:
- 29 (A) Filing petition, copying and appointment of
30 appraisers, \$6.50.

1 (B) Filing proof of publication and
2 confirmation, \$6.50.

3 (ii) Real property:

4 (A) Filing petition, copying and appointment of
5 appraisers, \$6.50.

6 (B) Filing proof of publication and
7 confirmation, \$6.

8 (iii) Exemption of spouse or child:

9 (A) Personal property:

10 (I) Claim.

11 (II) Appraisement.

12 (III) Proof of publication.

13 (IV) Confirmation, \$5.

14 (B) Real property.

15 (I) Claim.

16 (II) Appraisement.

17 (III) Proof of publication.

18 (IV) Confirmation:

19 (a) For one purpart, \$5.

20 (b) For each additional purpart, \$2.

21 (iv) Petition for appointment of appraisers, \$2.

22 (v) Filing appraisement, proof of publication and
23 confirmation, when there is no administration or probate:

24 (A) Personal estate, \$6.50.

25 (B) Real estate:

26 (I) For one purpart, \$6.50.

27 (II) For each additional purpart, \$2.

28 (27) Similar services not listed in this section, a fee
29 on the basis set forth in this section.

30 § 1162. Orphans' Court in second through eighth class counties.

1 In counties of the second, second A, third, fourth, fifth,
2 sixth, seventh and eighth class beginning August 31, 1981, the
3 clerk of the Orphans' Court or the director of the Orphans'
4 Court division judicial records office may establish, modify or
5 eliminate fees and charges with the approval of the president
6 judge.

7 § 1163. Additional fee for initiation in second class counties.

8 In a county of the second class, the clerk of the Orphans'
9 Court or the director of the Orphans' Court division judicial
10 records office may charge and collect a fee in addition to the
11 fee under section 1162 (relating to Orphans' Court in second
12 through eighth class counties) for the initiation of an action
13 or proceeding. The additional fee shall be deposited into a
14 special computer fund established in the county. Money in the
15 fund shall be used by the clerk of the Orphans' Court, with the
16 approval of the president judge or director of the Orphans'
17 Court division judicial records office, solely for the purposes
18 of computerization and document reproduction in the office of
19 the clerk.

20 § 1164. Prothonotaries and civil judicial records offices in
21 second class counties.

22 (a) Schedule.--In a county of the second class, the
23 prothonotary or director of the civil judicial records office of
24 the court of common pleas shall charge the following fees:

25 (1) Filing and docketing of a report or an account, \$11.

26 (2) Appeals:

27 (i) Filing appeal to a court of Statewide
28 jurisdiction, \$50.

29 (ii) Filing any other appeal, \$35.

30 (3) Bonds, in surety or cash, approved by court or

1 prothonotary or the director of the civil judicial records
2 office, \$10.

3 (4) Certifications:

4 (i) Certification of certificate:

5 (A) For single page, \$8.

6 (B) For each additional page, \$2.

7 (ii) Exemplification:

8 (A) For single page, \$20.

9 (B) For each additional page, \$2.

10 (iii) Certification of notarial certificate, \$15.

11 (iv) Certified copy of divorce decree, \$10.

12 (v) Additional copy, \$5.

13 (5) Commencement of action or proceeding, other than a
14 complaint in confession of judgment and commencement of a
15 Commonwealth tax lien, \$45. The fee under this paragraph is a
16 composite fee which:

17 (i) includes the filing of all plaintiff's
18 pleadings, discovery or any other paper not otherwise
19 provided for in this section or section 1165 (relating to
20 establishment and modification of fees in second class
21 counties) or 1166 (relating to additional fee for
22 initiation in second class counties); and

23 (ii) excludes:

24 (A) trial and trial listing;

25 (B) judgment execution, attachment and revival;

26 and

27 (C) postjudgment paper.

28 (6) Acknowledgment of sheriff's or treasurer's deed, \$5.

29 (7) Defendant's filings:

30 (i) The filing, on behalf of a defendant or

1 additional defendant, of the first pleading or other
2 paper not otherwise provided for in this section, section
3 1165 or 1166, \$15. The fee under this subparagraph is a
4 composite fee which:

5 (A) includes the filing of all defendant's
6 pleadings, discovery or any other paper not otherwise
7 provided for in this section or section 1165 or 1166;
8 and

9 (B) excludes:

10 (I) trial and trial listing;

11 (II) judgment execution, attachment and
12 revival; and

13 (III) postjudgment paper.

14 (ii) Filings of separate initial pleadings by
15 multiple defendants require a separate fee.

16 (8) Eminent domain:

17 (i) Commencement of action by declaration of taking
18 or petition for appointment of board of viewers, \$35.

19 (ii) Initial fee for each premises, parcel or plot,
20 \$1.

21 (9) Fictitious individual and corporate names:

22 (i) Filing application for registration of an
23 individual fictitious name, \$41.50.

24 (ii) Filing application for registration of a
25 fictitious corporate name, \$51.50.

26 (iii) Subsequent filing under subparagraph (i) or
27 (ii), including cancellation, \$7.50.

28 (10) Funds on deposit:

29 (i) Receiving.

30 (ii) Distributing money paid into court.

1 (A) 4% of each dollar under \$501; and

2 (B) 1% for each dollar exceeding \$500.

3 (11) Joinder, each additional defendant, except initial
4 action with appearance, \$20.

5 (12) Judgment:

6 (i) Entry in action commenced in the county, \$15.

7 (ii) Entry in action from another jurisdiction, \$25.

8 (iii) Entry by agreement, \$20.

9 (iv) Judgment by confession, \$25.

10 (v) Complaint in confession of judgment, \$25.

11 (vi) Assignment of judgment, \$15.

12 (13) Liens:

13 (i) Filing Federal tax lien, mechanics' lien or lien
14 not covered under this section or section 1165 or 1166,
15 \$10. This subparagraph includes a waiver, a "to the use
16 of lien" and all indexing.

17 (ii) Commencement of Commonwealth tax lien, \$10.

18 This subparagraph:

19 (A) includes a complaint to use claims, a writ
20 of scire facias, all pleadings, a default judgment, a
21 filing of a paper and indexing; and

22 (B) excludes revival.

23 (14) Registration of notary public signature, \$5.

24 (15) Interlocutory papers: Filing interlocutory paper
25 not included in a composite fee, \$3.

26 (16) Filing interlocutory petition or motion not
27 included in a composite fee, \$10.

28 (17) Filing power of attorney, including all services
29 and revocation, \$20.

30 (18) Statutory filing partnership agreement or

1 association, including subsequent papers and termination,
2 \$30.

3 (19) Filing release of lien, \$7.50.

4 (20) Filing writ of revival, petition, pleading and all
5 papers, \$25.

6 (21) Searches:

7 (i) Certified judgment or lien search for each
8 period of five years or less, \$20 per property.

9 (ii) Certified locality search for each period of
10 five years or less, \$20 per property.

11 (iii) Fictitious and fictitious corporate name
12 searches:

13 (A) Certified search covering period beginning
14 January 1, 1953, and ending on date of search, from
15 the fictitious name or fictitious corporate name
16 index, \$20.

17 (B) Certified search covering a given five-year
18 period or fraction of that period, \$10.

19 (22) Subpoenas:

20 (i) Issuing a subpoena form, \$2.

21 (ii) Producing a record in response to a subpoena
22 based on four-hour service, \$20.

23 (iii) Service beyond four hours or fraction of four
24 hours, \$15.

25 (iv) For each mile traveled round trip for service
26 out of county, 17¢.

27 (23) Suggestion of nonpayment, including averments, \$20.

28 (24) Filing satisfaction, discontinuance or termination
29 type paper, \$5.

30 (25) Trial and trial listings:

1 (i) Jury fee when case is placed at issue or appeal
2 from arbitration demanding jury trial, \$50.

3 (ii) Compulsory arbitration listing, \$15.

4 (iii) Order for continuance, \$15.

5 (iv) Certificate of readiness, \$15.

6 (26) Issuing writ of execution or attachment, including
7 indexing, \$20.

8 (b) Refunds.--If there is an overpayment of a fee, there
9 shall be no refund of an amount less than \$5.

10 § 1165. Establishment and modification of fees in second class
11 counties.

12 In counties of the second class, after April 7, 1982, the
13 prothonotary or director of civil judicial records office may
14 establish, modify or eliminate fees and charges with the
15 approval of the president judge.

16 § 1166. Additional fee for initiation in second class counties.

17 In addition to the fee under section 1164 (relating to
18 prothonotaries and civil judicial records offices in second
19 class counties) or 1165 (relating to establishment and
20 modification of fees in second class counties), a fee may be
21 charged and collected by the prothonotary or director of the
22 civil judicial records office of the court of common pleas of a
23 county of the second class for the initiation of an action or
24 proceeding. The additional fee shall be deposited into a special
25 fund in the county to be used by the prothonotary or director of
26 the civil judicial records office solely for the purpose of
27 computerizing the office of the prothonotary or civil judicial
28 records office.

29 § 1167. Payment required.

30 The prothonotary or director of the civil judicial records

1 office shall receive a paper or perform a service until the
2 proper fee is paid.

3 § 1168. County records improvement fund.

4 (a) Establishment.--There is established a county records
5 improvement fund in counties of the second class A, third,
6 fourth, fifth, sixth, seventh and eighth classes and home rule
7 charter counties of these classes.

8 (b) Sources.--In addition to the fee charged by a recorder
9 of deeds or by an equivalent officer in a home rule charter
10 county, a fee in the amount of \$5 shall be charged and collected
11 for each document recorded. The fee shall be distributed in the
12 following manner:

13 (1) The amount of \$3 shall be retained in a separate
14 fund within the office of the recorder of deeds to be used,
15 in accordance with regular county budgeting, contracting and
16 procurement practices, to support development and improvement
17 of office records management activities and systems in the
18 office of the recorder of deeds or in its equivalent in a
19 home rule charter county. Money in the separate fund shall
20 not be used to substitute allocations of general revenues for
21 the operation of the recorder's office without the express
22 consent of the recorder. The separate fund shall be audited
23 by the appropriate auditing agency, and any unexpended
24 balance, together with interest earned on the separate fund,
25 shall be left in the separate fund to accumulate from year to
26 year. At the close of the fiscal year four years after March
27 30, 1998, and every four years thereafter, unencumbered money
28 remaining in the separate fund shall be transferred to the
29 county records improvement fund.

30 (2) The amount of \$2 shall be deposited in the county

1 records improvement fund for use as prescribed in subsection
2 (c).

3 (c) Expenditure.--Funds deposited in the county records
4 improvement fund shall be expended in accordance with a
5 comprehensive records management plan based on the goal of
6 standardizing and equalizing the capabilities of all county
7 offices consistent with their need to receive, manage and
8 provide information to the public as efficiently as possible.
9 The plan shall be developed and administered in the following
10 manner:

11 (1) Each county shall establish a county records
12 improvement committee made up of the county commissioners,
13 the sheriff, the prothonotary, the clerk of court, the
14 register of wills, the director of any established judicial
15 records offices and the treasurer, or equivalent offices in a
16 home rule charter county. The committee shall assess the
17 relative records management capabilities and records
18 management needs of each office and develop recommendations
19 to the county commissioners for a comprehensive records
20 management plan consistent with the goal established in this
21 subsection.

22 (2) The county commissioners or their equivalent in a
23 home rule charter county shall adopt and provide for
24 administration of a comprehensive records management plan
25 that is based on the recommendations of the committee and is
26 consistent with the goal established in this subsection. The
27 plan may be amended from time to time in consultation with
28 the committee.

29 (3) The county records improvement fund shall be
30 expended and administered consistent with regular county

1 budgeting, contracting and procurement practices and
2 administrative procedures. The county records improvement
3 fund shall be audited by the appropriate auditing agency and
4 any unexpended balance, together with interest earned on the
5 county records improvement fund, shall be left in the county
6 records improvement fund to accumulate from year to year.

7 § 1169. Clerk of courts or director of criminal judicial
8 records fee.

9 In counties of the second through eighth class, the fees to
10 be charged and collected by the clerks of courts, the director
11 of criminal judicial records office or the equivalent officer in
12 a home rule county shall be as follows:

13 (1) A fee of not less than \$35 nor more than \$100 for
14 all proceedings in a misdemeanor or felony case disposed of
15 during or after trial.

16 (2) A fee of not less than \$20 nor more than \$75 for
17 each proceeding in a misdemeanor or felony case disposed of
18 before trial.

19 (3) The fees referred to in paragraphs (1) and (2):

20 (i) shall be set annually by the clerk of courts or
21 the director of the criminal judicial records office by
22 January 1; and

23 (ii) when added to other fees charged, must bear a
24 reasonable relationship to the amount necessary to
25 maintain and operate the office of clerk of courts or the
26 criminal judicial records office.

27 (4) A fee of \$15 for each proceeding in a summary
28 matter.

29 (5) A fee of \$5 for each certification.

30 (6) A fee of \$10 for any other matters filed in the

1 office and for each report prepared by the clerk or director.

2 No fee shall be charged under this paragraph for filing:

3 (i) a township or borough audit report; or

4 (ii) a transcript received which indicates a final
5 disposition by the magisterial district judge.

6 (7) A fee of \$25 for the filing of an appeal from a
7 summary conviction before a magisterial district judge.

8 (8) A fee of \$30 for an appeal from the court of common
9 pleas.

10 (9) A fee of 3¢ per dollar for the first \$1,000 and 1¢
11 per dollar for each additional \$1,000 or fraction thereof for
12 the handling of money paid into court.

13 SUBCHAPTER E

14 PROTHONOTARY OR DIRECTOR FEES

15 Sec.

16 1171. Construction of terms.

17 1172. Fees in counties of the second class A, third class,
18 fourth class, fifth class, sixth class, seventh class
19 and eighth class and in home rule counties.

20 1173. Increasing existing fees.

21 1174. Automation fee for prothonotary's office or civil
22 judicial records office or consolidated judicial
23 records office.

24 1175. Similar service, payment in advance and tax.

25 § 1171. Construction of terms.

26 The following apply to this chapter:

27 (1) Filing includes docketing, entering and indexing.

28 (2) A counterclaim is not to be considered as a
29 commencement of a new action.

30 (3) Procedures involved in joinder of additional

1 defendants shall be considered as part of the original action
2 and not subject to separate charge.

3 (4) Garnishment proceedings shall not be considered as
4 commencement of a new action but shall be considered part of
5 execution.

6 (5) Proceedings on any lien other than revival shall be
7 interpreted as commencement of new action.

8 (6) Certification of a paper or giving of a memorandum
9 of filing may be included in the services enumerated and
10 rendered under this subchapter.

11 (7) Any action or proceeding to strike off or open a
12 judgment shall be considered as commencement of an action.

13 § 1172. Fees in counties of the second class A, third class,
14 fourth class, fifth class, sixth class, seventh class
15 and eighth class and in home rule counties.

16 In counties of the second class A, third class, fourth class,
17 fifth class, sixth class, seventh class and eighth class and in
18 home rule counties, the following are the fees to be received by
19 the prothonotary or the director of the civil judicial records
20 office of the court of common pleas:

21 (1) Appeal from court of common pleas, \$30.

22 (2) Acknowledgment from sheriff, treasurer or tax claim
23 bureau deed, \$5.

24 (3) Filing assignment, \$5.

25 (4) Filing of building agreement, waiver or stipulation,
26 \$10.

27 (5) Certifications and exemplifications:

28 (i) Except as set forth in subparagraph (ii),
29 certification of a copy of a paper:

30 (A) First page, \$3.

1 (B) Each additional page, \$1.

2 (ii) Certification of notary public or magisterial
3 district judge or a similar certification, \$2.

4 (iii) Exemplification of record, \$10.

5 (6) Commencement of action:

6 (i) A fee of not less than \$15 nor more than \$50:

7 (A) shall be fixed annually by the prothonotary
8 or the director of the civil judicial records office
9 of the court of common pleas by January 1; and

10 (B) when added to all other fees charged, must
11 bear a reasonable relationship to the amount
12 necessary to maintain and operate the office of the
13 prothonotary or civil judicial records office.

14 (ii) After an action has been commenced, no other
15 fees shall be payable except as set forth in this
16 subchapter.

17 (iii) In a divorce action, an additional fee not to
18 exceed \$15 may be charged for each count in the complaint
19 in excess of the count requesting the divorce.

20 (7) Filing of praecipe for writ of execution, including
21 attachment and possession and any other method of execution
22 not provided for in this chapter and including incident
23 services, \$15.

24 (8) Entry of final judgment or decree by any manner,
25 including all services, \$9.

26 (9) Filing of lien, including certified copy, \$9.

27 (10) Notary public: Registration of signature of notary
28 public, \$2.

29 (11) Poundage:

30 (i) For the handling of money paid into court for

1 each dollar of the first \$1,000, 3¢.

2 (ii) For each dollar of each additional \$1,000 or
3 fraction of \$1,000, 1¢.

4 (12) Revivals: For each entry of judgment:

5 (i) Continuing a lien not reduced to judgment, \$9.

6 (ii) Reviving the lien of a judgment by an amicable
7 proceeding, \$9.

8 (iii) Reviving the lien of a judgment by an adverse
9 proceeding, \$15.

10 (13) For each subpoena, \$2.

11 (14) For a search of a record or index, including
12 certification:

13 (i) Five years, \$5.

14 (ii) Each reference, \$1.

15 (15) For the entrance of a satisfaction, release,
16 postponement, assignment or subordination of each encumbrance
17 or lien by power of attorney or otherwise, or for the
18 entrance of a settlement, discontinued ending or termination
19 of a civil action at law or in equity, \$5.

20 (16) If an arbitration proceeding is processed by the
21 prothonotary or the director of the civil judicial records
22 office, \$15.

23 § 1173. Increasing existing fees.

24 (a) General rule.--In a county of the second class A, third
25 class, fourth class, fifth class, sixth class, seventh class and
26 eight class, including a home rule county of the same class, the
27 prothonotary or the director of the civil judicial records
28 office may increase a fee or charge that exists on the effective
29 date of this section with the approval of the president judge.
30 The amount of an increase may not be greater than the aggregate

1 of the Consumer Price Index from the month in which the fee was
2 last established through June 1998.

3 (b) Periodic adjustment.--The amount of a fee or charge
4 increased under subsection (a) may be increased every three
5 years, except that the amount of the increase may not be greater
6 than the percentage of increase in the Consumer Price Index for
7 Urban Workers for the immediate three years preceding the last
8 increase in the fee or charge.

9 § 1174. Automation fee for prothonotary's office or civil
10 judicial records office or consolidated judicial
11 records office.

12 (a) Imposition.--In addition to any other fee authorized by
13 law, an automation fee of not more than \$5 may be charged and
14 collected by the prothonotary or the director of the civil
15 judicial records office of a county of the second class A, third
16 class, fourth class, fifth class, sixth class, seventh class and
17 eighth class, including a home rule county of the same class,
18 for the initiation of an action or legal proceeding.

19 (b) Deposit.--The automation fee under subsection (a) shall
20 be deposited into a special prothonotary or director of the
21 civil judicial records office automation fund established in
22 each county. Money in the special fund shall be used solely for
23 the purpose of automation and continued automation update of the
24 office of the prothonotary or the civil judicial records office.

25 § 1175. Similar service, payment in advance and tax.

26 (a) Similar service.--A fee for a service not provided for
27 under this subchapter or included in another service shall be
28 the same as for similar service.

29 (b) Advance payment.--The prothonotary or the director of
30 the civil judicial records office shall not be required to enter

1 on the docket a suit or action or order of court, a judgment or
2 perform a service for a person, political subdivision or the
3 Commonwealth until the requisite fee is paid.

4 (c) Tax.--A fee enumerated under this subchapter shall be in
5 addition to a tax levied by the Commonwealth.

6 SUBCHAPTER F

7 FEES FOR PHILADELPHIA MUNICIPAL COURT

8 Sec.

9 1181. Fee schedule.

10 1182. Fees for similar service.

11 1183. Fees required before a service is performed.

12 § 1181. Fee schedule.

13 The following fees shall be charged and collected by the
14 judicial records office for matters filed in the Philadelphia
15 Municipal Court:

16 (1) Appointment of special investigator, \$12.50.

17 (2) Appointment of special psychiatrist, \$12.50.

18 (3) Bail-piece, \$12.50.

19 (4) Bail bond entering of all types, including sign own
20 bail and release on recognizance, \$10.

21 (5) Bail forfeitures, \$12.50.

22 (6) Bench warrants, \$10.

23 (7) Bench warrants withdrawal, \$10.

24 (8) Bill of particulars and discovery, \$12.50.

25 (9) Certified copy of record bill of information,
26 \$12.50.

27 (10) Certified copy of disposition of criminal case,
28 \$12.50.

29 (11) Certified copy of docket entries, \$12.50.

30 (12) Common pleas court motion for new trial and in

1 arrest of judgment, \$10.

2 (13) Cost per one bill of information in each criminal
3 case, \$100.

4 (14) Detective license application filing fee, \$12.50.

5 (15) Exemplification of the record, \$15.

6 (16) Expungements, \$15.

7 (17) Felony, \$75.

8 (18) Filing and entering appeals to Commonwealth,
9 Superior or Supreme Court, \$40.

10 (19) Filing, docketing and certifying any petitions,
11 applications or motions not provided for under this section,
12 \$12.50.

13 (20) Funeral petitions, \$12.50.

14 (21) Habeas corpus, \$10.

15 (22) Misdemeanor, \$50.

16 (23) Motion to quash municipal court transcript, \$12.50.

17 (24) Motion to quash bills of information, \$12.50.

18 (25) Motion to suppress, \$12.50.

19 (26) Omnibus pretrial motion for relief, \$15 flat rate.

20 (27) Pennsylvania Liquor Control Board appeal, \$12.50.

21 (28) Producing a record in response to subpoena, \$25.

22 (29) Probation and parole matters, \$12.50.

23 (30) Petition for bail or bail reduction, \$12.50.

24 (31) Petition for change of venue, \$12.50.

25 (32) Recognizance, forfeited, respited and indexing any
26 common pleas court, \$12.50.

27 (33) Return of confiscated property, \$12.50.

28 (34) Any proceeding under Rule #1100 or #6013, \$12.50.

29 (35) Reconsideration of sentence, \$12.50.

30 (36) Short certificate and seal, \$5.

1 criminal judicial records office, or his counterpart in a
2 home rule county, on or before January 1 of each year.

3 (ii) Notwithstanding subparagraph (i), in calendar
4 year 1986 a fee referred to under paragraphs (1) and (2)
5 shall be set within 20 days and, when added to another
6 fee charged, shall bear a reasonable relationship to the
7 sum sufficient to maintain and operate the following:

8 (A) The office of clerk of courts or the
9 criminal judicial records office, or its counterpart
10 in a home rule county.

11 (B) The court administration's expenses
12 attributed to functions required to process criminal
13 actions.

14 (C) A reasonable share of the cost of
15 maintaining a public law library, as determined by
16 the commissioners.

17 (4) A fee of \$15 for each proceeding in a summary
18 matter.

19 (5) A fee of \$5 for each certification.

20 (6) A fee of \$10 for any other matter filed in the
21 office and for each report prepared by the clerk or the
22 director, or his counterpart in a home rule county, except
23 that no fee shall be charged for filing township and borough
24 audit reports or transcripts received which indicate a final
25 disposition by the magisterial district judge.

26 (7) A fee of \$25 for the filing of an appeal from a
27 summary conviction before a magisterial district judge.

28 (8) A fee of \$30 for an appeal from the court of common
29 pleas to an appellate court.

30 (9) A fee of 3¢ per dollar for the first \$1,000 and 1¢

1 per dollar for each additional \$1,000, or fraction of \$1,000,
2 for the handling of money paid into court.

3 § 1192. Similar service, payment in advance and tax.

4 (a) Similar service.--A fee for a service not provided for
5 under this subchapter or included in another service shall be
6 the same as for similar service.

7 (b) Advance payment.--The prothonotary or the director of
8 the civil judicial records office shall not be required to enter
9 on the docket a suit or action or order of court, a judgment or
10 perform a service for a person, political subdivision or the
11 Commonwealth until the requisite fee is paid.

12 (c) Tax.--A fee enumerated under this subchapter shall be in
13 addition to a tax levied by the Commonwealth.

14 SUBCHAPTER H

15 REIMBURSEMENT

16 Sec.

17 1201. County court reimbursement.

18 § 1201. County court reimbursement.

19 Calculation and payment of a county court reimbursement shall
20 be as follows:

21 (1) Reimbursement to counties for costs incurred in the
22 administration and operation of courts of common pleas shall
23 be calculated and paid as follows:

24 (i) For each common pleas court judge, filled or
25 vacant, the calculation shall be based on \$70,000 per
26 authorized position.

27 (ii) The calculated amounts in judicial districts
28 comprising more than one county shall be \$70,000 per
29 authorized position. The amount allocated to each county
30 shall be determined by the proportion of the county's

1 population in relation to the population of the entire
2 judicial district.

3 (iii) A county may not be reimbursed for costs above
4 the actual direct costs, excluding capital outlays,
5 incurred to operate the courts of common pleas.

6 (iv) A county's calculated grant may not be less
7 than 77.5% of the actual reimbursement for court costs
8 appropriated in fiscal year 1980-1981.

9 (v) Reimbursement shall be made to the county
10 treasurer and, in cities of the first class coterminous
11 with counties of the first class, to the city treasurer.

12 (2) The Court Administrator of Pennsylvania shall
13 calculate an amount estimated to be sufficient to pay for the
14 salary and benefits costs of personnel who are members of the
15 State judicial personnel system under 42 Pa.C.S. § 1905.1
16 (relating to county-level prothonotaries, clerks of the
17 court, clerks of the orphans' court division and selected
18 deputies). The amount shall be deducted from the
19 appropriation for county court reimbursements and used to
20 fund the costs as provided under 42 Pa.C.S. § 2806(b)
21 (relating to funding of judicial records offices).

22 (3) Each county's grant calculated under paragraph (1)
23 shall be proportionally reduced by the amount calculated by
24 the Court Administrator of Pennsylvania under paragraph (2)
25 so that the total grant payments do not exceed the net amount
26 available.

27 (4) The appropriation made under this section shall be a
28 continuing appropriation and shall not lapse at the end of
29 the fiscal year. If a surplus resulting from the
30 overestimation of salary and benefits costs under paragraph

1 (2) occurs, the Court Administrator of Pennsylvania may make
2 an additional distribution of the surplus funds to be
3 calculated and paid as provided under paragraphs (1) and (3).

4 Section 2. The definitions of "administrative staff" and
5 "system and related personnel" in section 102 of Title 42 are
6 amended and the section is amended by adding definitions to
7 read:

8 § 102. Definitions.

9 Subject to additional definitions contained in subsequent
10 provisions of this title which are applicable to specific
11 provisions of this title, the following words and phrases when
12 used in this title shall have, unless the context clearly
13 indicates otherwise, the meanings given to them in this section:

14 * * *

15 "Administrative staff." All individuals employed in the
16 business of a court, including the personnel of the office of
17 the clerk of the court of common pleas or the judicial records
18 office, but the term does not include judicial officers or their
19 personal staff. The term includes the clerks or prothonotaries
20 of the Supreme Court, the Superior Court and the Commonwealth
21 Court and their staffs.

22 * * *

23 "Civil judicial records office." The office having the
24 powers and duties under Ch. 28 Subch. B (relating to civil
25 judicial records office).

26 * * *

27 "Criminal judicial records office." The office having the
28 powers and duties under Ch. 28 Subch. C (relating to criminal
29 judicial records office).

30 * * *

1 "Director of the civil judicial records office." The officer
2 selected by the president judge of a judicial district to
3 exercise the powers and perform the duties under Ch. 28 Subch.
4 B.

5 "Director of the criminal judicial records office." The
6 officer selected by the president judge of a judicial district
7 to exercise the powers and perform the duties under Ch. 28
8 Subch. C.

9 "Director of the judicial records office." As follows:

10 (1) If the civil, criminal or orphans' court division
11 judicial records offices are consolidated into one office,
12 the officer selected by the president judge of a judicial
13 district under section 2808(f) (relating to consolidation of
14 judicial records offices) to exercise control over the
15 judicial records office.

16 (2) If the civil, criminal or orphans' court division
17 judicial records offices are not consolidated into one
18 office, the director of an individual judicial records
19 office.

20 "Director of the orphans' court judicial records office."
21 The officer selected by the president judge of a judicial
22 district to exercise the powers and perform the duties under Ch.
23 28 Subch. D (relating to orphans' court division judicial
24 records office).

25 * * *

26 "Judicial records office." The administrative staff of the
27 courts of common pleas and the Philadelphia Municipal Court
28 responsible for the receipt of documents transmitted to the
29 court by litigants and the transmission of notice of orders
30 entered by and process issued under the authority of the court.

1 * * *

2 "Orphans' court division judicial records office." The
3 office having the powers and duties under Ch. 28 Subch. D.

4 * * *

5 "System and related personnel." Personnel of the system and
6 related staff. The term includes district attorneys, public
7 defenders, sheriffs and other officers serving process or
8 enforcing orders, registers of wills, prothonotaries, clerks of
9 the courts, clerks of the orphans' court division, coroners,
10 directors of judicial records offices, directors of civil
11 judicial records offices, directors of criminal judicial records
12 offices, directors of orphans' court division judicial records
13 offices, jury commissioners, probation officials, and the
14 personnel of all of the foregoing.

15 * * *

16 Section 3. Section 327(a) of Title 42 is amended to read:
17 § 327. Oaths and acknowledgments.

18 (a) General ability.--Each judicial officer, each clerk of
19 court, each retired or senior judge, director of a judicial
20 records office, director of a civil judicial records office,
21 director of a criminal judicial records office, director of an
22 orphans' court division judicial records office and such other
23 personnel of the system and jurors as may be designated by or
24 pursuant to general rules may administer oaths and affirmations
25 and take acknowledgments. An acknowledgment may be taken by a
26 member of the bar of the Supreme Court of Pennsylvania if the
27 document is thereafter certified to an officer authorized to
28 administer oaths. Certification by an attorney shall be in
29 accordance with 57 Pa.C.S. Ch. 3 (relating to Revised Uniform
30 Law on Notarial Acts) and shall include the attorney's Supreme

1 Court identification number.

2 * * *

3 Section 4. Sections 1106, 1144, 1303, 1516, 1724(a)(5),
4 1725(c)(2), (3) and (6), (d) introductory paragraph and (11) and
5 (e) introductory paragraph and (3), 1725.1(a.1), 1725.4(a)(1)
6 and (b) and 1904(c) introductory paragraph, (2) and (4) and (d)
7 of Title 42 are amended to read:

8 § 1106. Lien of judgments.

9 A judgment of a community court shall not operate as a lien
10 on real property until a transcript of the record showing a
11 final judgment in the community court has been filed in the
12 manner prescribed by general rules in the office of the clerk of
13 the court of common pleas or the judicial records office of the
14 county where the property is situated, or in the office of the
15 clerk or the appropriate judicial records office of the branch
16 of the court of common pleas embracing such county. After such
17 entry the judgment shall, from the date of such entry, be a lien
18 upon real property to the same extent that judgment recovered in
19 the court of common pleas is a lien. No such transcript shall be
20 filed until after 30 days after the entry of final judgment by
21 the community court. No execution against real estate shall
22 issue out of the community court.

23 § 1144. Lien of judgment.

24 A judgment of the Pittsburgh Magistrates Court shall not
25 operate as a lien on real property until a transcript of the
26 record showing a final judgment of the Pittsburgh Magistrates
27 Court has been filed in the manner prescribed by general rules
28 in the office of the prothonotary or the appropriate judicial
29 records office of Allegheny County. After entry of the judgment,
30 the judgment shall, from the date of its entry, be a lien upon

1 real property to the same extent that judgment recovered in the
2 court of common pleas is a lien. No transcript of the record
3 shall be filed until 30 days after the entry of final judgment
4 by the Pittsburgh Magistrates Court. No execution against real
5 estate shall be issued by the Pittsburgh Magistrates Court.

6 § 1303. Signatures and dockets.

7 Facsimile signatures of traffic court judges may be used for
8 all purposes in lieu of their original signatures, except on
9 affidavits for warrants of arrest and on the docket of the
10 traffic court. Traffic court dockets shall contain a record of
11 the disposition of every case and where a fine and costs are
12 imposed shall record the amount of said fine and the amount of
13 costs. The docket shall in all cases, where a summons has been
14 issued, as to each case, be signed by the judge making the
15 disposition or in his name by the clerk of the traffic court or
16 the director of the criminal judicial records office, whichever
17 is applicable.

18 § 1516. Lien of judgment.

19 A judgment of a magisterial district judge shall not operate
20 as a lien on real property until a transcript of the record
21 showing a final judgment of a magisterial district judge has
22 been filed in the manner prescribed by general rules in the
23 office of the clerk of the court of common pleas or the
24 appropriate judicial records office of the county where the
25 property is situated, or in the office of the clerk or the
26 appropriate judicial records office of the branch of the court
27 of common pleas embracing such county. After such entry the
28 judgment shall, from the date of such entry, be a lien upon real
29 property to the same extent that judgment recovered in the court
30 of common pleas is a lien. No such transcript shall be filed

1 until after 30 days after the entry of final judgment by the
2 magisterial district judge. No execution against real estate
3 shall be issued by a magisterial district judge.

4 § 1724. Personnel of the system.

5 (a) General rule.--Except as provided in subsection (b), the
6 governing authority shall exercise general supervisory and
7 administrative authority over the personnel of the system,
8 including the power to:

9 * * *

10 (5) Determine, from time to time, the hours when the
11 office of the clerk or the judicial records office and the
12 administrative and central offices of the system shall open
13 and close.

14 * * *

15 § 1725. Establishment of fees and charges.

16 (c) Counties of the first class.--

17 * * *

18 (2) The fees to be received by the Prothonotary on
19 behalf of the Trial Division and as Clerk of the Family
20 Division of the Court of Common Pleas in counties of the
21 first class shall be as follows:

22 (i) Appeals:

23 The filing of an appeal to the Supreme,
24 Superior or the Commonwealth Court,
25 including all services \$161.00

26 The filing of any other appeal,
27 including, but not limited to, an appeal
28 from an award in compulsory arbitration, an
29 appeal from administrative agencies,
30 petition for a writ of certiorari, appeals

| | | |
|----|--|---------|
| 1 | from the Municipal Court, appeals from the | |
| 2 | Board of View and the Board of Revision of | |
| 3 | Taxes | 86.00 |
| 4 | (This appeal fee is exclusive of | |
| 5 | any jury listing fee set forth in | |
| 6 | this act. This fee does not include | |
| 7 | the costs of compensation of | |
| 8 | arbitrators. (See Pa.R.C.P. | |
| 9 | No.1308)) | |
| 10 | (ii) Certifications: | |
| 11 | Any certification or certificate | \$27.00 |
| 12 | Any exemplification | 54.00 |
| 13 | If the same involves more than one | |
| 14 | page, for each additional page | 3.00 |
| 15 | (A certificate or certification is | |
| 16 | defined as the authentication of | |
| 17 | any record by affixing the seal of | |
| 18 | the court. Includes letters | |
| 19 | rogatory and interrogatories to | |
| 20 | commissioners.) | |
| 21 | (iii) Commencement of actions: | |
| 22 | Commencement of any civil action | 172.00 |
| 23 | (Commencement of action includes | |
| 24 | the institution of any civil | |
| 25 | action, divorce or adoption action | |
| 26 | by writ of summons, complaint, | |
| 27 | petition or report of intent to | |
| 28 | adopt, the filing of any | |
| 29 | partnership or association | |
| 30 | agreements or any billing pursuant | |

1 to the Bulk Sale Act.)
2 (iv) Automation maintenance fee:
3 Parties - to be paid at time of
4 commencement of action, appeal or
5 defendant's first filing \$5.00

6 Nonparty - providing docket entries for
7 a nonparty per docket entry each 5.00

8 The funds generated by this computer
9 service charge shall be set aside by the
10 prothonotary or the director of the civil
11 judicial records office and remitted
12 monthly to the First Judicial District
13 procurement on behalf of the Court of
14 Common Pleas of the First Judicial
15 District. This fund shall be maintained in
16 a dedicated account which shall be used for
17 the development and implementation of
18 effective and efficient automation within
19 the Office of the Prothonotary or the civil
20 judicial records office as well as civil
21 computer hardware, services and programs in
22 the First Judicial District.

23 (v) Custody:
24 Custody, partial custody or visitation. \$32.00
25 Respondent's first responsive filing .. 16.00
26 Other motions and petitions - (See
27 petitions and motions)

28 Thirteen percent of the funds generated by the
29 charge under this subparagraph shall be
30 transmitted by the prothonotary or the director

1 of the civil judicial records office to the
2 Administrative Office to pay for the
3 implementation of section 1904 (relating to
4 availability of criminal charge information in
5 child custody proceedings).

6 (vi) Defendant's first filing:

7 The filing by or on behalf of any
8 defendant (or additional defendant) of an
9 entry of appearance, answer, preliminary
10 objections, writ to join (with entry of
11 appearance) or complaint against additional
12 defendant or any paper not otherwise
13 provided for in this paragraph. A pleading,
14 appearance or other paper not otherwise
15 provided for in this act filed on behalf of
16 more than one defendant shall require only
17 one fee. The filing of separate initial
18 pleadings by a defendant require a separate

19 fee \$86.00

20 (vii) Divorce:

21 Commencement of action - (See
22 commencement of actions)

23 Defendant's first filing - (See
24 defendant's first filing)

25 Other petitions and motions - (See
26 petitions and motions)

27 Praecipe to transmit: \$43.00

28 Motion for appointment of permanent
29 master 322.00

30 (viii) Eminent domain:

1 Commencement of action by declaration
2 of taking or petition for a board of view -
3 (See commencement of actions)

4 (x) Judicial education fee \$1.00

5 There shall be added to every
6 commencement of action fee and defendant's
7 first filing fee the additional sum of
8 \$1.00 for the purpose of providing funding
9 for the continuing judicial education and
10 training for members of the judiciary of
11 the First Judicial District. The funds
12 generated by this charge shall be set aside
13 by the prothonotary or director of the
14 civil judicial records office and remitted
15 monthly to the First Judicial District
16 procurement to be maintained in a separate
17 account and used for judicial education and
18 training.

19 (xi) Judgments:

20 Judgment by confession or complaint in
21 confession of judgment (See Pa.R.C.P.
22 Nos.2950-2974) \$54.00

23 Entry of judgment from other
24 jurisdiction 54.00

25 (xii) Liens and reimbursement agreements:

26 The filing of any Federal tax lien,
27 Commonwealth and municipal tax liens,
28 mechanics' lien or waiver of mechanics'
29 lien and any other lien not specifically
30 covered under this act \$21.00

1 (Mechanics' lien fee does not
2 include commencement of action fee
3 when complaint is filed.)

4 (xiii) Petitions and motions:
5 The filing of any petition or motion,
6 excluding commencement of action (See
7 commencement of actions) \$27.00
8 (xiv) Name search \$38.00
9 (xv) Subpoena:
10 Issuance of subpoena as authorized by
11 Pa.R.C.P. No.234.2 \$5.00
12 Producing a record in response to
13 subpoena based on four-hour service or
14 fraction thereof \$43.00
15 Service beyond four hours, per hour or
16 fraction thereof 11.00
17 For each mile traveled (round trip) for
18 service out of county 00.365
19 (xvi) Trial listing/jury demand \$161.00
20 (xvii) Record retention fee \$1.00

21 A record retention fee shall be added
22 to every motion or petition, excluding a
23 motion or petition which constitutes an
24 initial filing, the additional sum of \$1.00
25 for the purpose of providing funding to
26 establish and maintain a record retention
27 program for the First Judicial District.
28 The funds generated by this charge shall be
29 set aside by the Prothonotary or the
30 director of the civil judicial records

1 office and remitted monthly to the First
2 Judicial District procurement to be
3 maintained in a separate account and used
4 for record retention purposes.

5 (xviii) Prothonotary or director of the
6 civil judicial records office automation
7 development fee \$5.00

8 In addition to any other fee authorized
9 by law, an automation fee may be charged
10 and collected by the prothonotary or
11 director of the civil judicial records
12 office upon initiation of any action or
13 legal proceeding. The automation fee shall
14 be deposited into a special prothonotary or
15 civil judicial records office automation
16 fund established for and maintained by the
17 First Judicial District of Pennsylvania.
18 Moneys deposited into the special
19 prothonotary or civil judicial records
20 office automation fund and any interest
21 accrued thereon shall be used solely for
22 the purpose of prothonotary or civil
23 judicial records office automation,
24 including automation updates.

25 (xix) The prothonotary or director of the
26 civil judicial records office is authorized,
27 with the approval of the President Judge, to
28 establish fees for services required by statute
29 or general rule which are not specifically
30 provided for in this paragraph. Any fees so

1 established shall be the same as those imposed
2 for similar services. The prothonotary or
3 director of the civil judicial records office
4 shall not be required to receive any paper or
5 perform any service until the proper fee is
6 paid.

7 (xx) Refunds:

8 There will be no refund of any amount
9 less than \$15. The jury fee when paid shall
10 not be refunded.

11 (xxii) Special court administration fee .. \$5.00

12 There shall be added to every
13 commencement of action fee and defendant's
14 first filing fee the additional sum of
15 \$5.00 for the purpose of providing funding
16 for the administration of gun and zone
17 courts in the First Judicial District. The
18 funds generated by this charge shall be set
19 aside by the prothonotary or the director
20 of the civil judicial records office and
21 remitted monthly to the First Judicial
22 District special gun and zone court fund.
23 The money in the fund and any interest
24 accrued thereon shall be used solely for
25 the purpose of administration of gun and
26 zone courts.

27 (xxiii) The fees enumerated in this
28 paragraph shall be exclusive of any tax, law
29 library surcharge or any other surcharge or
30 assessment existing or hereafter levied.

1 (3) The fees to be received by the prothonotary or
2 director of the civil judicial records office on behalf of
3 the Philadelphia Municipal Court in civil actions shall be as
4 follows:

| | |
|--|---------|
| 5 (i) Commencement of civil action \$0 to | |
| 6 \$2,000 | \$20.00 |
| 7 (ii) Commencement of civil actions \$2,001 | |
| 8 to \$12,000 | \$40.00 |
| 9 (iii) Commencement of landlord and tenant | |
| 10 civil actions \$0 to \$2,000 | \$20.00 |
| 11 (iv) Commencement of landlord and tenant | |
| 12 actions \$2,001 to \$10,000 | \$40.00 |
| 13 (v) Commencement of landlord and tenant | |
| 14 civil actions over \$10,000 | \$60.00 |
| 15 (vi) Indexing | \$5.00 |
| 16 (vii) Writ of possession | \$4.00 |
| 17 (viii) Motions (petitions) | \$10.00 |
| 18 (ix) Additional defendant filing shall be | |
| 19 same as initial filing | |
| 20 (x) Counterclaim shall be same as initial | |
| 21 filing | |
| 22 (xi) Cross-claim shall be same as initial | |
| 23 filing | |
| 24 (xii) Setoffs shall be same as initial | |
| 25 filing | |
| 26 (xiii) Subpoena | \$3.00 |
| 27 (xiv) Writ of revival | \$6.00 |
| 28 (xv) Record retention fee | \$1.00 |

29 There shall be added to every motion the additional
30 sum of \$1 for the purpose of providing funding for

1 establishing and maintaining a record retention
2 program for the First Judicial District. The funds
3 generated by this charge shall be set aside by the
4 prothonotary or the director of the civil judicial
5 records office and remitted monthly to the First
6 Judicial District procurement to be maintained in a
7 separate account and used for record retention
8 purposes.

9 (xvi) Automation fee:

10 (A) Initial pleading in all civil
11 actions and landlord tenant actions \$5.00

12 (B) All civil petitions and motions \$2.00

13 The funds generated by this automation fee shall
14 be set aside by the prothonotary or the director
15 of the civil judicial records office and
16 remitted monthly to the First Judicial District.

17 (xvii) The fees enumerated in this
18 paragraph do not cover any costs for services
19 performed by the sheriff or other writ server.
20 Service of initial process shall be \$27. All
21 other fees of the sheriff or other writ server
22 shall be in accordance with the sheriff's fee
23 bill applicable to Philadelphia County.

24 (xviii) The commencement of any action or
25 proceeding as well as complaints and all writs
26 shall be exempt from any library fee or taxes.

27 * * *

28 (6) (i) In counties of the first class, there
29 shall be charged and set apart by the officers
30 receiving the fees fixed under this section an

1 amount equal to 20% of the filing fees at the
2 time in effect for the probate of wills, the
3 issue of letters testamentary, the issue of
4 letters of administration and the filing of
5 accounts with the register of wills, the filing
6 of accounts of trustees and guardians, and of
7 all filings in the office of the prothonotary or
8 the civil judicial records office of the court
9 of common pleas of the county.

10 (ii) The provisions of this paragraph shall
11 not apply to any actions taken or initiated by
12 any political subdivision.

13 (iii) The funds set aside shall be remitted
14 monthly to the First Judicial District and
15 deposited into a family court facility fund,
16 which is to be established and used by the First
17 Judicial District to fund the lease, purchase
18 and maintenance of appropriate family court
19 facilities and for related purposes.

20 (d) Counties of the second class.--In counties of the second
21 class, the prothonotary and the clerk of the orphans' court
22 division, or the directors of the civil and orphans' court
23 division judicial records offices, shall set apart from the fees
24 fixed in this subsection or under any other statute and
25 collected by them on the following actions, proceedings and
26 appeals and remit monthly the total collected to the county
27 treasurer for the exclusive use and benefit of the public law
28 library in the county:

29 * * *

30 (11) The sum of \$1 for the filing of an account of

1 fiduciary in the office of the clerk of the orphans' court
2 division [or in], the office of the prothonotary, the civil
3 judicial records office or the orphans' court division
4 judicial records office.

5 * * *

6 (e) Counties of the second class A.--In counties of the
7 second class A, the prothonotary, the register of wills and the
8 clerk of the court, and the directors of the civil, criminal and
9 orphans' court division judicial records offices shall set apart
10 from the fees fixed in this subsection or under any other
11 statute and collected by them on the following actions and
12 proceedings and remit monthly the total collected to the county
13 treasurer for the exclusive use and benefit of the public law
14 library in the county if the county commissioners so request and
15 in the amount they so request:

16 * * *

17 (3) The sum of not less than \$5 nor more than \$40 for
18 each misdemeanor or felony case processed by the clerk of
19 courts or director of the criminal judicial records office.

20 § 1725.1. Costs.

21 * * *

22 (a.1) Custody cases.--Except as provided in section 1725(c)
23 (2)(v) (relating to establishment of fees and charges) and
24 subject to subsection (f), in a custody case, the court of
25 common pleas shall, in addition to the cost provided by general
26 rule, assess a cost of \$5. Eighty percent of the funds generated
27 by the charge under this subsection shall be transmitted by the
28 prothonotary or the director of the civil judicial records
29 office to the Administrative Office to pay for the
30 implementation of section 1904 (relating to availability of

1 criminal charge information in child custody proceedings).

2 * * *

3 § 1725.4. Fee increases and automation fee.

4 (a) Increasing existing fees.--

5 (1) In counties of the second class A and the third
6 through eighth class, including home rule counties of the
7 same class, the clerk of courts or a director of a civil,
8 criminal or orphans' court division judicial records office
9 may increase any fee or charge that exists as of the
10 effective date of this section with the approval of the
11 president judge. The amount of any increase may not be
12 greater than the aggregate of the consumer price index from
13 the month in which the fee was last established through June
14 1998.

15 * * *

16 (b) Automation fee for clerk of courts or judicial records
17 office--In addition to any other fee authorized by law, an
18 automation fee of not more than \$5 may be charged and collected
19 by the clerk of courts or the director of a civil, criminal or
20 orphans' court division judicial records office of counties of
21 the second class A and the third through eighth class, including
22 home rule counties of the same class, for the initiation of any
23 action or legal proceeding. The automation fee shall be
24 deposited into a special clerk of courts or judicial records
25 office automation fund established in each county. Moneys in the
26 special fund shall be used solely for the purpose of automation
27 and continued automation update of the office of the clerk of
28 courts or the judicial records office.

29 § 1904. Availability of criminal charge information in child
30 custody proceedings.

1 * * *

2 (c) Application for access to criminal charge information.--
3 To obtain information about charges covered in 23 Pa.C.S. §
4 5329(a), a parent who has been awarded custody or partial
5 custody or who is a party to a custody proceeding must file an
6 application for access to the information with the office of the
7 prothonotary or the civil judicial records office in the county
8 where the proceeding or order was filed.

9 * * *

10 (2) The application must be filed with the prothonotary
11 or director of the civil judicial records office by one of
12 the following methods:

13 (i) In person, at the office of the prothonotary or
14 the civil judicial records office, by the parent who is
15 filing the application. The applicant must have a valid
16 form of photoidentification available for the inspection
17 of the prothonotary or the director of the civil judicial
18 records office.

19 (ii) By mailing a notarized application using first
20 class mail.

21 (iii) By including the application with the original
22 complaint, initial response or any other pleading or
23 motion filed with the prothonotary or the director of the
24 civil judicial records office.

25 * * *

26 (4) Applications shall be made available through county
27 prothonotaries or directors of civil judicial records
28 offices.

29 (d) Verification of application.--The prothonotary or
30 director of the civil judicial records office shall verify and

1 transmit the application to the Administrative Office within six
2 business days.

3 (1) Verification consists of checking court records to
4 determine whether there exists an active custody proceeding
5 or valid custody order remaining in effect.

6 (2) The Administrative Office shall determine how the
7 application is to be transmitted.

8 * * *

9 Section 5. Title 42 is amended by adding a section to read:

10 § 1905.1. County-level prothonotaries, clerks of the courts,
11 clerks of orphans' court divisions and selected
12 deputies.

13 (a) Applicability.--

14 (1) This section shall apply to all prothonotaries and
15 clerks of the courts, elected or appointed, including those
16 holding these or equivalent offices in home rule or optional
17 plan of government counties. In addition, this section shall
18 apply to any clerk of the orphans' court division or head of
19 an equivalent office whose office is combined with a
20 prothonotary or clerk of the courts office or equivalent
21 office as of the effective date of this section. For purposes
22 of this section, an equivalent office is one that possesses
23 any of the powers and duties held by the prothonotaries,
24 clerks of the courts or clerks of orphans' court divisions
25 under Chapter 27 (relating to Office of the Clerk of the
26 Court of Common Pleas).

27 (2) This section shall apply in those counties where one
28 or more of the offices described in paragraph (1) is combined
29 with either the office of the register of wills or the
30 recorder of deeds or both. In such counties the powers and

1 duties of all other offices held in conjunction with the
2 prothonotary, clerk of the courts and clerk of the orphans'
3 court division office shall be transferred as provided in
4 this section.

5 (b) Transfer of elected officials.--

6 (1) An elected official described in subsection (a)
7 holding office on the effective date of this section may
8 choose to either transfer to the State judicial personnel
9 system or decline to do so and have his or her compensation
10 and benefits remain an obligation of the county.

11 (i) An elected official described in subsection (a)
12 holding office on the effective date of this section may
13 elect to transfer to the State judicial personnel system
14 and be compensated by the Commonwealth through the
15 Administrative Office of Pennsylvania Courts from funds
16 authorized for that purpose prior to the expiration of
17 his or her term by transmitting written notice of
18 election to the Court Administrator of Pennsylvania.

19 Upon receipt of the notice of election, the Court
20 Administrator will assign the official a date when their
21 transfer will become effective. On the date they become
22 State judicial personnel system employees, individuals
23 holding these or equivalent offices shall cease to be
24 officers of their respective counties.

25 (ii) An elected official described in subsection (a)
26 holding office on the effective date of this section may
27 decline to transfer to the State judicial personnel
28 system following the transfer of his or her office to the
29 unified judicial system under subsection (c) by
30 transmitting written notice of election to the Court

1 Administrator of Pennsylvania. Upon receipt of the notice
2 of election, the Court Administrator will assign the
3 official a date when the transfer of his or her office
4 will become effective. An official who declines to
5 transfer to the State judicial personnel system will be
6 placed under the supervision and control of the president
7 judge of the judicial district following transfer of his
8 or her office. When the official subsequently vacates his
9 or her position, it will automatically transfer to the
10 State judicial personnel system.

11 (2) If an incumbent elected prothonotary, clerk of the
12 courts or clerk of the orphans' court division does not make
13 an election under paragraph (1), his or her office shall be
14 transferred to the State judicial personnel system either as
15 of the date his or her current term of office expires or the
16 date the office becomes vacant, whichever occurs first. For
17 the purposes of this subsection, the current term of office
18 refers to the term of office as of the effective date of this
19 section.

20 (c) Transfer of powers and duties of elected officials.--
21 Effective either on the date an elected official described in
22 subsection (a) is transferred to the State judicial personnel
23 system under subsection (b)(1)(i), the date his or her office is
24 transferred under subsection (b)(1)(ii) or the date his or her
25 office is transferred under subsection (b)(2), whichever is
26 applicable, the following shall occur:

27 (1) All powers and duties held by the elected official
28 and the official's offices under the Constitution of
29 Pennsylvania or existing statute or general rule shall be
30 transferred to the unified judicial system and placed under

1 the supervision and control of the president judge of the
2 judicial district.

3 (2) All equipment, materials, supplies, facilities and
4 moneys under the official's or the official's offices control
5 shall be transferred to the unified judicial system and
6 placed under the supervision and control of the president
7 judge of the judicial district.

8 (3) The powers and duties formerly held by the
9 transferred office shall be transferred to the appropriate
10 office as provided in Chapter 27.

11 (d) Transfer of deputies of elected officials.--Selected
12 deputies of elected officials described in subsection (a) shall
13 be transferred to the State judicial personnel system on or
14 after the date the powers and duties of the officials' office
15 are transferred in accordance with subsection (c). The Court
16 Administrator of Pennsylvania shall establish the definition of
17 a deputy for purposes of this section and criteria for selection
18 of deputies to transfer to the State judicial personnel system
19 as well as the date when the transfer of individual deputies
20 will become effective.

21 (e) Offices supervised by appointed officials.--

22 (1) As of a date the Court Administrator of Pennsylvania
23 shall establish, the following shall be transferred to the
24 unified judicial system and placed under the supervision and
25 control of the president judge of the judicial district:

26 (i) Powers and duties held by a prothonotary's
27 office, clerk of the courts office, clerk of the orphans'
28 court division office or an equivalent office in a home
29 rule or optional plan of government that is supervised by
30 an appointed official in accordance with the Constitution

1 of Pennsylvania or existing statute or general rule.

2 (ii) All equipment, materials, supplies, facilities
3 and moneys under their control.

4 (2) The official of the office supervising on the date
5 this section goes into effect shall have the option of
6 declining to transfer to the State judicial personnel system
7 as provided in subsection (b)(1)(ii). An official who
8 declines to transfer to the State judicial personnel system
9 will be placed under the supervision and control of the
10 president judge of the judicial district following transfer
11 of his or her office. When the official subsequently vacates
12 his or her position, it will automatically transfer to the
13 State judicial personnel system. Transfer of the appointed
14 official's deputies shall be governed by subsection (d).

15 (f) Compensation.--The Administrative Office of Pennsylvania
16 Courts shall establish salaries and other compensation for those
17 individuals entering the State judicial personnel system under
18 this section.

19 (g) Compensation plan.--The Administrative Office of
20 Pennsylvania Courts, with the approval of the Supreme Court,
21 shall, consistent with section 1724 (relating to personnel of
22 the system), establish a plan for use on an ongoing basis for
23 compensation of those individuals entering the State judicial
24 personnel system in accordance with this section and their
25 successors.

26 (h) Selection, removal and vacancies.--

27 (1) If a vacancy occurs in an office included in the
28 State judicial personnel system under this section, the
29 vacancy shall be filled, subject to the approval of the
30 Supreme Court, by the president judge with the prior approval

1 of the Court Administrator of Pennsylvania.

2 (2) No director or deputy of a judicial records office
3 who is a member of the State judicial personnel system may be
4 removed without the prior written approval of the Court
5 Administrator of Pennsylvania.

6 (3) The Court Administrator of Pennsylvania, with the
7 approval of the Supreme Court, shall establish standards and
8 qualifications for individuals appointed to fill vacancies
9 under paragraph (1).

10 (i) Applicable personnel policies.--As of the date of
11 transfer, a person transferred in accordance with this section
12 shall be subject to all policies governing the personnel of the
13 unified judicial system.

14 Section 6. Section 2504(a) of Title 42 is amended to read:
15 § 2504. Letters of attorney.

16 (a) General rule.--All letters of attorney authorizing acts
17 relating to instruments or judgments may, if duly acknowledged,
18 be filed in the office of the clerk of the court of common pleas
19 or the appropriate judicial records office of any county. Such
20 filing shall be deemed a recording for the purposes of section
21 6106 (relating to certified exemplifications of records).

22 * * *

23 Section 7. Title 42 is amended by adding a chapter to read:

24 CHAPTER 28

25 JUDICIAL RECORDS OFFICES

26 Subch.

27 A. Preliminary Provisions

28 B. Civil Judicial Records Office

29 C. Criminal Judicial Records Office

30 D. Orphans' Court Division Judicial Records Office

1 this chapter shall not be subject to any inconsistent statute,
2 home rule charter or optional plan of government in effect or
3 subsequently adopted.

4 § 2802. Definitions.

5 The following words and phrases when used in this chapter
6 shall have the meanings given to them in this section unless the
7 context clearly indicates otherwise:

8 "Equivalent office." An office that possesses any of the
9 powers and duties held by the prothonotaries, clerks of the
10 courts or clerks of orphans' court divisions under Chapter 27
11 (relating to Office of the Clerk of the Court of Common Pleas).

12 § 2803. Place of filing of documents.

13 Where jurisdiction of any matter is by law vested in a court
14 of common pleas or Philadelphia Municipal Court, all
15 applications for relief or other documents relating to the
16 matter shall be filed in or transferred to the appropriate
17 office specified under this chapter.

18 § 2804. Responsibility for creation, entry, maintenance and
19 certification of data and certification of amicable
20 judgments.

21 The following shall apply:

22 (1) The directors of the civil judicial records office,
23 the criminal judicial records office and the orphans' court
24 division judicial records office shall:

25 (i) Be responsible for the accurate and timely
26 creation, entry, maintenance and certification of the
27 record of matters pending before or determined by the
28 courts of common pleas and the Philadelphia Municipal
29 Court, including data and reports relating thereto.

30 (ii) Within 30 days after the entry of any money

1 judgment, other than upon a verdict or after a decision
2 by a court, deliver to the authorities who assess for
3 county tax purposes in the county where the judgment was
4 entered all of the following information:

5 (A) The date the judgment was entered.

6 (B) The amount of the judgment.

7 (C) The names of all parties to the proceeding
8 in which the judgment was entered.

9 (D) The addresses of the persons in favor of
10 whom the judgment was entered.

11 (E) The names and addresses of all assignees of
12 the judgment.

13 (2) Failure to perform the duties imposed by paragraph
14 (1)(ii) shall not impair the validity of any judgment or the
15 lien thereof.

16 § 2805. Responsibility for reports to executive agencies.

17 (a) Community and Economic Development.--The civil judicial
18 records office shall certify to the Department of Community and
19 Economic Development a copy of any order of court incorporating,
20 merging, dissolving, annexing any territory from or to,
21 confirming the adoption, amendment or repeal of any home rule
22 charter or optional plan of government, or otherwise affecting
23 the corporate status of any municipality.

24 (b) Insurance Department.--The directors of the civil and
25 orphans' court judicial records offices shall make to the
26 Insurance Department such periodic or special reports concerning
27 matters commenced against any person subject to the supervision
28 of the Insurance Department as the Insurance Department may
29 specify by regulation.

30 (c) Office of Attorney General.--The directors of the civil

1 and criminal judicial records offices shall make to the Office
2 of Attorney General such periodic or special reports concerning
3 criminal matters as the Office of Attorney General may specify
4 by regulation.

5 (d) Department of Labor and Industry.--The director of the
6 criminal judicial records office shall notify the Department of
7 Labor and Industry of every conviction under the act of May 18,
8 1937 (P.L.665, No.176), known as the Industrial Homework Law, if
9 the Department of Labor and Industry is not a party to the
10 proceedings.

11 (e) Department of Transportation.--The criminal judicial
12 records office shall comply with the reporting requirements of
13 75 Pa.C.S. (relating to vehicles).

14 (f) Department of Revenue.--The director of the criminal
15 judicial records office shall report to the Department of
16 Revenue, for the purposes of an audit of tax returns, the name
17 of any person convicted of selling, distributing, delivering or
18 manufacturing or possessing with intent to sell, distribute,
19 deliver or manufacture any controlled substance or designer drug
20 under the act of April 14, 1972 (P.L.233, No.64), known as The
21 Controlled Substance, Drug, Device and Cosmetic Act, when the
22 value of the controlled substance or the designer drug, or
23 combination thereof, amounts to \$1,000 or more. As used in this
24 subsection, the term "convicted" includes having pleaded guilty
25 or nolo contendere.

26 (g) Superseding administrative office procedures and
27 standards.--The manner of making any informational report
28 required by or under subsections (a), (b), (c), (d) and (e) or
29 by or under any other similar statute by the civil, criminal or
30 orphans' court judicial records office may be modified by

1 procedures and standards prescribed under section 4301 (relating
2 to establishment and maintenance of judicial records) with the
3 approval of the Office of Attorney General.

4 § 2806. Funding of judicial records offices.

5 (a) Purpose.--The purpose of this section is to ensure that
6 the salary and benefit costs of employees in offices transferred
7 under section 1905.1 (relating to county-level prothonotaries,
8 clerks of the courts, clerks of orphans' court divisions and
9 selected deputies) who are members of the State judicial
10 personnel system are fully funded and that all necessary
11 accommodations, goods and services continue to be furnished to
12 transferred offices as had previously been furnished prior to
13 transfer.

14 (b) Funding.--The salary and benefit costs of individuals
15 transferred under section 1905.1 shall be paid by the
16 Commonwealth through the Administrative Office of Pennsylvania
17 Courts under section 1153 (relating to salary of controller,
18 recorder of deeds and clerk of courts in counties of third
19 class).

20 (c) County obligations.--The funding set forth under
21 subsection (b) is intended to fund the salary and benefit costs
22 of employees in the transferred office or offices who are
23 members of the State judicial personnel system. Nothing in this
24 section shall be construed as relieving a county of its
25 obligations under section 3722 (relating to general facilities
26 and services furnished by county).

27 (d) Access to leave surplus.--If the funding provided under
28 this section is not sufficient to pay the salary and benefit
29 costs of individuals transferred under section 1905.1, the Court
30 Administrator may access the surplus of the fund established

1 under section 2397(d) (relating to county payments for certain
2 leave), if any surplus exists.

3 § 2807. Supervision of judicial records offices by president
4 judge.

5 In addition to the powers vested in a president judge by the
6 Constitution of Pennsylvania, by statute, by general rule or by
7 order of the governing authority, the president judge shall have
8 the following powers with regard to judicial records offices
9 transferred under section 1905.1 (relating to county-level
10 prothonotaries, clerks of the courts, clerks of orphans' court
11 divisions and selected deputies):

12 (1) General supervisory authority over the directors of
13 the civil, criminal and orphans' court division judicial
14 records offices in the judicial district.

15 (2) Select and remove, subject to the prior written
16 approval of the Court Administrator of Pennsylvania,
17 directors of the civil, criminal and orphans' court judicial
18 records offices and their deputies who are members of the
19 State judicial personnel system under section 1905.1(h) and
20 Pa.R.J.A. No. 503 (relating to staff).

21 (3) Request consolidation of two or more judicial
22 records offices under section 2808 (relating to consolidation
23 of judicial records offices).

24 § 2808. Consolidation of judicial records offices.

25 (a) General rule.--Except as provided in subsection (b), in
26 the interests of fair, prompt and efficient administration of
27 justice, the Supreme Court may order that a judicial district's
28 judicial records offices be consolidated. The Supreme Court may
29 consolidate offices under this section upon request of the Court
30 Administrator of Pennsylvania or the president judge of the

1 judicial district or upon its own motion.

2 (b) Limitations on consolidation.--Judicial records offices
3 shall not be consolidated if the directors of the offices to be
4 consolidated were transferred under section 1905.1 (relating to
5 county-level prothonotaries, clerks of the courts, clerks of
6 orphans' court divisions and selected deputies) as directors. If
7 only one of the directors of the offices to be consolidated were
8 director at the time of transfer under section 1905.1, the
9 offices may be consolidated provided that the director becomes
10 director of the consolidated office under subsection (f).

11 (c) Matters filed in the consolidated office.--Upon
12 consolidation, matters previously filed in the separate offices
13 that comprise the consolidated office shall be filed in the
14 consolidated office.

15 (d) Multicounty judicial districts.--In judicial districts
16 comprised of more than one county, judicial records offices from
17 separate counties may be combined provided an office to receive
18 filings is maintained in each county.

19 (e) Name of the consolidated office.--If the judicial
20 records offices are consolidated, the new office shall be known
21 as the "Judicial Records Office of (the respective) County." If
22 judicial records offices are consolidated, any reference in this
23 chapter to an individual office comprising the consolidated
24 office shall be read as referring to the consolidated office.

25 (f) Director of the consolidated office.--If judicial
26 records offices are consolidated under this section, there shall
27 be one director to supervise the consolidated office. The
28 director of a consolidated office shall have all of the powers
29 and duties described in this chapter of a director of the
30 individual offices that comprise the consolidated office. The

1 director shall be known as the "Director of the (name of
2 consolidated office)."

3 (g) Offices consolidated prior to transfer.--The following
4 shall apply:

5 (1) If two or more of the offices governed by Chapter 27
6 (relating to office of the clerk of the court of common
7 pleas) were consolidated prior to transfer under section
8 1905.1, they shall remain consolidated following transfer
9 unless they are deconsolidated under subsection (h).

10 (2) An office consisting pretransfer of two offices
11 governed by Chapter 27 shall be known following transfer by
12 the designation provided under subsection (e).

13 (h) Deconsolidation.--In the interests of fair, prompt and
14 efficient administration of justice, the Supreme Court may order
15 that a judicial district's consolidated judicial records offices
16 be deconsolidated. The Supreme Court may deconsolidate offices
17 upon request of the Court Administrator of Pennsylvania or the
18 president judge of the judicial district or upon its own motion.

19 (i) Division.--

20 (1) The business of the administrative staff shall be
21 divided among the personnel of the civil judicial records
22 office, the criminal judicial records office and orphans'
23 court division judicial records office in the manner provided
24 under this chapter unless two or more of the offices were
25 consolidated prior to transfer under section 1905.1 or were
26 consolidated after transfer under section 2808 (relating to
27 consolidation of judicial records offices).

28 (2) For the purposes of this subsection, the
29 administrative staff shall mean the administrative staff of
30 the courts of common pleas and the Philadelphia Municipal

1 Court responsible for the receipt of documents transmitted to
2 the court by litigants and the transmission of notice of
3 orders entered by and process issued under the authority of
4 the court.

5 SUBCHAPTER B

6 CIVIL JUDICIAL RECORDS OFFICE

7 Sec.

8 2811. Applicability of subchapter.

9 2812. Director of civil judicial records office.

10 2813. Selection and removal of director of civil judicial
11 records office.

12 2814. Seal.

13 2815. Civil judicial records office.

14 2816. Staff of civil judicial records office.

15 2817. Matters or documents filed in civil judicial records
16 office.

17 2818. Powers and duties of civil judicial records office.

18 2819. Incorrect debtor identified.

19 2820. Criminal, probate, estates and fiduciary matters.

20 § 2811. Applicability of subchapter.

21 The provisions of this subchapter shall apply to those
22 counties where the powers and duties formerly held by the office
23 of the prothonotary, or its equivalent office if the office
24 holding the powers and duties set forth under Subchapter B of
25 Chapter 27 (relating to prothonotaries) is called by another
26 name or combined with other offices, have been transferred to
27 the civil judicial records office under section 1905.1 (relating
28 to county-level prothonotaries, clerks of the courts, clerks of
29 orphans' court divisions and selected deputies) as directors.

30 § 2812. Director of civil judicial records office.

1 (a) General rule.--Except as otherwise provided in this
2 section, in each county of this Commonwealth to which this
3 subchapter applies there shall be one director of the civil
4 judicial records office for the court of common pleas, who shall
5 be known as the "Director of the Civil Judicial Records Office
6 of (the respective) County." The director of the civil judicial
7 records office shall be under the supervision and control of the
8 president judge of judicial district.

9 (b) Director of consolidated offices.--If the office with
10 the powers and duties of the civil judicial records office under
11 this subchapter is consolidated with one or more other judicial
12 records offices, the director of the civil judicial records
13 office shall also be the director of the other office or offices
14 which comprise the consolidated office and shall be designated
15 as provided under section 2808(f) (relating to consolidation of
16 judicial records offices).

17 (c) Multicounty judicial districts.--In multicounty judicial
18 districts to which this subchapter applies, the director of the
19 civil judicial records office shall be the director of the civil
20 judicial records office of the branch of the court of common
21 pleas established for the county in which the office is located
22 unless the offices have been consolidated under section 2808(d).

23 (d) Philadelphia.--In the first judicial district, the civil
24 judicial records office shall be structured as directed by the
25 administrative governing board of the first judicial district or
26 by the Supreme Court.

27 § 2813. Selection and removal of director of civil judicial
28 records office.

29 The director of the civil judicial records office shall be
30 selected and removed in the manner provided under section 1905.1

1 (relating to county-level prothonotaries, clerks of the courts,
2 clerks of orphans' court divisions and selected deputies).
3 § 2814. Seal.

4 The director of the civil judicial records office shall have
5 custody of a counterpart of the seal of the court or courts for
6 which he is the director of the civil judicial records office.
7 § 2815. Civil judicial records office.

8 (a) General rule.--There shall be a civil judicial records
9 office in each county of this Commonwealth to which this
10 subchapter applies which shall be supervised by the director of
11 the civil judicial records office for the county who shall,
12 either personally, by deputy or by other duly authorized
13 employees or agents of the office, exercise the powers and
14 perform the duties by law vested in and imposed upon the
15 director of the civil judicial records office or the civil
16 judicial records office. The civil judicial records office may
17 be consolidated with one or more other offices under section
18 2808 (relating to consolidation of judicial records offices).

19 (b) Facilities and services.--The civil judicial records
20 office shall be provided with all necessary accommodations,
21 goods and services under sections 2806 (relating to funding of
22 judicial records offices) and 3722 (relating to general
23 facilities and services furnished by county).

24 § 2816. Staff of civil judicial records office.

25 (a) General rule.--The director of the civil judicial
26 records office may, subject to the approval of the president
27 judge of the judicial district, appoint and remove such deputies
28 and other administrative staff of the civil judicial records
29 office who are not members of the State judicial personnel
30 system as may be necessary.

1 (b) Compensation and duties.--The following shall apply:

2 (1) The director of the civil judicial records office
3 may, subject to the approval of the president judge of the
4 judicial district and except as otherwise provided by
5 statute, home rule charter or optional plan of government,
6 fix the compensation of the staff of the director's office
7 who are not members of the State judicial personnel system.
8 Where the compensation of the staff of the civil judicial
9 records office is fixed by a county salary board, the
10 director shall be a member of the salary board for such
11 purpose.

12 (2) The director of the civil judicial records office
13 may, subject to the approval of the president judge of the
14 judicial district and except as otherwise provided by
15 statute, home rule charter or optional plan of government,
16 fix the duties of the staff of the civil judicial records
17 office.

18 § 2817. Matters or documents filed in civil judicial records
19 office.

20 All matters or documents required or authorized to be filed
21 in the judicial records office of the county shall be filed in
22 the civil judicial records office except:

23 (1) Matters or documents specified under section 2756
24 (relating to matters or documents filed in office of clerk of
25 the courts) or 2827 (relating to matters or documents filed
26 in criminal judicial records office).

27 (2) Matters or documents specified under section 2776
28 (relating to matters or documents filed in office of clerk of
29 the orphans' court division) or 2837 (relating to matters or
30 documents filed in orphans' court division judicial records

1 office).

2 § 2818. Powers and duties of civil judicial records office.

3 The civil judicial records office shall have the power and
4 duty to:

5 (1) Administer oaths and affirmations and take
6 acknowledgments under section 327 (relating to oaths and
7 acknowledgements), but shall not be compelled to do so in any
8 matters not pertaining to the proper business of the office.

9 (2) Affix and attest the seal of the court or courts to
10 all the process thereof and to the certifications and
11 exemplifications of all documents and records pertaining to
12 the civil judicial records office and the business of the
13 court or courts of which it is the civil judicial records
14 office.

15 (3) Enter all civil judgments, including judgments by
16 confession.

17 (4) Enter all satisfactions of civil judgments.

18 (5) Exercise the authority of the director of the civil
19 judicial records office as an officer of the court.

20 (6) Exercise such other powers and perform such other
21 duties as may now or hereafter be vested in or imposed upon
22 the office by law, home rule charter, order or rule of court,
23 or ordinance of a county governed by a home rule charter or
24 optional plan of government.

25 § 2819. Incorrect debtor identified.

26 (a) Procedure.--A creditor that files for a judgment by
27 confession under section 2818(3) (relating to powers and duties
28 of civil judicial records office) shall comply with the
29 Pennsylvania Rules of Civil Procedure regarding confession of
30 judgment, including any notice provisions. A debtor who has been

1 incorrectly identified and had a confession of judgment entered
2 against the debtor may petition the court for costs and
3 reasonable attorney fees as determined by the court.

4 (b) Effect on judgment.--A judgment shall not be stricken or
5 opened because of a creditor's failure to provide a correctly
6 identified debtor with instructions under this section regarding
7 procedures to follow to strike a judgment or regarding any
8 rights available to an incorrectly identified debtor.

9 (c) Applicability.--This section shall apply to all
10 confessions of judgment entered in the civil judicial records
11 office or in the county prothonotary's office prior to the
12 transfer of powers and duties under section 1905.1 (relating to
13 county-level prothonotaries, clerks of the courts, clerks of
14 orphans' court divisions and selected deputies).

15 § 2820. Criminal, probate, estates and fiduciary matters.

16 (a) General rule.--The personnel of the civil judicial
17 records office shall exercise the powers and perform the duties
18 vested in or imposed upon the office by:

19 (1) Subchapter C (relating to criminal judicial records
20 office), where no separate clerk of the courts was authorized
21 for the county prior to the transfer of powers and duties
22 under section 1905.1 (relating to county-level
23 prothonotaries, clerks of the courts, clerks of orphans'
24 court divisions and selected deputies) as directors or the
25 offices were subsequently consolidated under section 2808
26 (relating to consolidation of judicial records offices).

27 (2) Subchapter D (relating to orphans' court division
28 judicial records office), where no separate clerk of the
29 orphans' court division was authorized for the county prior
30 to the transfer of powers and duties under section 1905.1 or

1 the offices were subsequently consolidated under section
2 2808.

3 (b) Criminal matters.--Except as provided under subsection
4 (a) (1), the civil judicial records office shall not exercise the
5 powers and perform the duties of the criminal judicial records
6 office if the powers and duties of that office have been
7 transferred under section 1905.1 or the office of the clerk of
8 the courts if the powers and duties have not been transferred.

9 (c) Probate, estates and fiduciary matters.--Except as
10 provided under subsection (a) (2), the civil judicial records
11 office shall not exercise the powers and perform the duties of
12 the orphans' court judicial records office if the powers and
13 duties of that office have been transferred under section 1905.1
14 or the office of the clerk of the orphans' court division if the
15 powers and duties have not been transferred.

16 SUBCHAPTER C

17 CRIMINAL JUDICIAL RECORDS OFFICE

18 Sec.

19 2821. Applicability of subchapter.

20 2822. Director of criminal judicial records office.

21 2823. Selection and removal of director of criminal judicial
22 records office.

23 2824. Seal.

24 2825. Criminal judicial records office.

25 2826. Staff of criminal judicial records office.

26 2827. Matters or documents filed in criminal judicial records
27 office.

28 2828. Powers and duties of criminal judicial records office.

29 § 2821. Applicability of subchapter.

30 The provisions of this subchapter shall apply to those

1 counties where the powers and duties formerly held by the clerk
2 of the courts, or its equivalent office if the office holding
3 the powers and duties set forth under Subchapter C of Chapter 27
4 (relating to clerks of the courts) is called by another name or
5 combined with other offices, have been transferred to the
6 criminal judicial records office under section 1905.1 (relating
7 to county-level prothonotaries, clerks of the courts, clerks of
8 orphans' court divisions and selected deputies) as directors.
9 § 2822. Director of criminal judicial records office.

10 (a) General rule.--Except as otherwise provided under this
11 section, in each county of this Commonwealth to which this
12 subchapter applies, there shall be one director of the criminal
13 judicial records office for the county, who shall be known as
14 the "Director of the Criminal Judicial Records Office of (the
15 respective) County." The director of the criminal judicial
16 records office shall be under the supervision and control of the
17 president judge of the judicial district.

18 (b) Director of consolidated offices.--If the office with
19 the powers and duties of the criminal judicial records office
20 under this subchapter is consolidated with one or more other
21 judicial records offices, the director of the criminal judicial
22 records office shall also be the director of the other office or
23 offices which comprise the consolidated office and shall be as
24 designated as provided in section 2808(f) (relating to
25 consolidation of judicial records offices).

26 (c) Multicounty judicial districts.--In multicounty judicial
27 districts to which this subchapter applies, the director of the
28 criminal judicial records office shall be the director of the
29 criminal judicial records office of the branch of the court of
30 common pleas established for the county in which the office is

1 located unless the offices have been consolidated under section
2 2808(d).

3 (d) Philadelphia.--In the first judicial district, the
4 criminal judicial records office shall be structured as directed
5 by the administrative governing board of the first judicial
6 district or by the Supreme Court.

7 § 2823. Selection and removal of director of criminal judicial
8 records office.

9 The director of the criminal judicial records office shall be
10 selected and removed in the manner provided under section 1905.1
11 (relating to county-level prothonotaries, clerks of the courts,
12 clerks of orphans' court divisions and selected deputies).

13 § 2824. Seal.

14 The director of the criminal judicial records office shall
15 have custody of a counterpart of the seal of the court or courts
16 for which he is the director of the criminal judicial records
17 office.

18 § 2825. Criminal judicial records office.

19 (a) General rule.--There shall be a criminal judicial
20 records office in each county of this Commonwealth to which this
21 subchapter applies, which shall be supervised by the director of
22 the criminal judicial records office for the county who shall,
23 either personally, by deputy or by other duly authorized
24 employees or agents of the office, exercise the powers and
25 perform the duties by law vested in and imposed upon the
26 director of the criminal judicial records office or the criminal
27 judicial records office. The criminal judicial records office
28 may be consolidated with one or more other offices under section
29 2808 (relating to consolidation of judicial records offices).

30 (b) Facilities and services.--The criminal judicial records

1 office shall be provided with all necessary accommodations,
2 goods and services under sections 2806 (relating to funding of
3 judicial records offices) and 3722 (relating to general
4 facilities and services furnished by county).

5 § 2826. Staff of criminal judicial records office.

6 (a) General rule.--The director of the criminal judicial
7 records office may, subject to the approval of the president
8 judge of the judicial district, appoint and remove such deputies
9 and other administrative staff of the criminal judicial records
10 office who are not members of the State judicial personnel
11 system as may be necessary.

12 (b) Compensation and duties.--The following shall apply:

13 (1) The director of the criminal judicial records office
14 may, subject to the approval of the president judge of the
15 judicial district and except as otherwise provided by
16 statute, home rule charter or optional plan of government,
17 fix the compensation of the staff of the director's office
18 who are not members of the State judicial personnel system.
19 Where the compensation of the staff of the criminal judicial
20 records office is fixed by a county salary board, the
21 director shall be a member of the salary board for such
22 purpose.

23 (2) The director of the criminal judicial records office
24 may, subject to the approval of the president judge of the
25 judicial district and except as otherwise provided by
26 statute, home rule charter or optional plan of government,
27 fix the duties of the staff of the criminal judicial records
28 office.

29 § 2827. Matters or documents filed in criminal judicial records
30 office.

1 (a) General rule.--All applications for relief or other
2 documents relating to the following matters shall be filed in or
3 transferred to the criminal judicial records office:

4 (1) Criminal matters, including all related motions and
5 filings.

6 (2) Road, liquor, municipal and other miscellaneous
7 civil matters formerly within the jurisdiction of the courts
8 of oyer and terminer, general jail delivery and quarter
9 sessions of the peace.

10 (3) Other matters to the extent provided by law or the
11 local ordinance or resolution creating or recognizing the
12 cause of action.

13 (b) Exceptions.-- The following shall apply:

14 (1) Subsection (a) (2) and (3) shall not be applicable in
15 the fifth judicial district.

16 (2) The director of the criminal judicial records office
17 of any county may file in the civil judicial records office
18 or the office of the prothonotary, whichever is applicable in
19 the county, a written waiver of all or any part of subsection
20 (a) (2) and (3), whereupon the provisions so waived shall not
21 be applicable in the county.

22 § 2828. Powers and duties of criminal judicial records office.

23 The criminal judicial records office shall have the power and
24 duty to:

25 (1) Administer oaths and affirmations and take
26 acknowledgments under section 327 (relating to oaths and
27 acknowledgements), but shall not be compelled to do so in any
28 matters not pertaining to the proper business of the office.

29 (2) Affix and attest the seal of the court or courts to
30 all the process thereof and to the certifications and

1 exemplifications of all documents and records pertaining to
2 the criminal judicial records office and the business of the
3 court or courts of which it is the criminal judicial records
4 office.

5 (3) Enter all criminal judgments, including judgments by
6 confession.

7 (4) Exercise the authority of the director of the
8 criminal judicial records office as an officer of the court.

9 (5) Exercise such other powers and perform such other
10 duties as may now or hereafter be vested in or imposed upon
11 the office by law, home rule charter, order or rule of court,
12 or ordinance of a county governed by a home rule charter or
13 optional plan of government.

14 SUBCHAPTER D

15 ORPHANS' COURT DIVISION JUDICIAL RECORDS OFFICE

16 Sec.

17 2831. Applicability of subchapter.

18 2832. Director of orphans' court division judicial records
19 office.

20 2833. Selection and removal of director of orphans' court
21 division judicial records office.

22 2834. Seal.

23 2835. Orphans' court division judicial records office.

24 2836. Staff of orphans' court division judicial records office.

25 2837. Matters or documents filed in orphans' court division
26 judicial records office.

27 2838. Powers and duties of orphans' court division judicial
28 records office.

29 § 2831. Applicability of subchapter.

30 The provisions of this subchapter shall apply to counties

1 where the powers and duties formerly held by the clerk of the
2 orphans' court division, or its equivalent office if the office
3 holding the powers and duties set forth in Subchapter D of
4 Chapter 27 (relating to clerks of orphans' court divisions) is
5 referred to by another name or combined with other offices, have
6 been transferred to the orphans' court division judicial records
7 office under section 1905.1. (relating to county-level
8 prothonotaries, clerks of the courts, clerks of orphans' courts
9 division and selected deputies).

10 § 2832. Director of orphans' court division judicial records
11 office.

12 (a) General rule.--There shall be a director of the orphans'
13 court division judicial records office for the orphans' court
14 division of the court of common pleas, who shall be known as the
15 "Director of the Orphans' Court Division Judicial Records Office
16 of (the respective) County." The director of the orphans' court
17 division judicial records office shall be under the supervision
18 and control of the president judge of the judicial district.

19 (b) Director of consolidated offices.--If the office with
20 the powers and duties of the orphans' court division judicial
21 records office under this subchapter is consolidated with one or
22 more other judicial records offices, the director of the
23 orphans' court division judicial records office shall also be
24 the director of the other office or offices which comprise the
25 consolidated office and shall be as designated as provided in
26 section 2808(f) (relating to consolidation of judicial records
27 offices).

28 (c) Multicounty judicial districts.--In multicounty judicial
29 districts to which this subchapter applies, the director of the
30 orphans' court division judicial records office shall be the

1 director of the orphans' court division judicial records office
2 of the branch of the court of common pleas established for the
3 county in which the office is located unless the offices have
4 been consolidated under section 2808(d).

5 § 2833. Selection and removal of director of orphans' court
6 division judicial records office.

7 The director of the orphans' court division judicial records
8 office shall be selected and removed in the manner provided
9 under section 1905.1 (relating to county-level prothonotaries,
10 clerks of the courts, clerks of orphans' court divisions and
11 selected deputies).

12 § 2834. Seal.

13 The director of the orphans' court division judicial records
14 office shall have custody of a counterpart of the seal of the
15 court or courts for which he is the director of the orphans'
16 court division judicial records office.

17 § 2835. Orphans' court division judicial records office.

18 (a) General rule.--There shall be an orphans' court division
19 judicial records office in each county of this Commonwealth to
20 which this subchapter applies, which shall be supervised by the
21 director of the orphans' court division judicial records office
22 for the county. The director of the orphans' court division
23 judicial records office shall either personally, by deputy or
24 other duly authorized employees or agents of the office,
25 exercise the powers and perform the duties by law vested in and
26 imposed upon the director of the orphans' court division
27 judicial records office or the orphans' court division judicial
28 records office. The orphans' court division judicial records
29 office may be consolidated with one or more other offices under
30 section 2808 (relating to consolidation of judicial records

1 offices).

2 (b) Necessities.--The orphans' court division judicial
3 records office shall be provided with all necessary
4 accommodations, goods and services under sections 2806 (relating
5 to funding of judicial records offices) and 3722 (relating to
6 general facilities and services furnished by county).
7 § 2836. Staff of orphans' court division judicial records
8 office.

9 (a) General rule.--The director of the orphans' court
10 division judicial records office may, subject to the approval of
11 the president judge of the judicial district, appoint and remove
12 deputies and other administrative staff of the orphans' court
13 division judicial records office who are not members of the
14 State judicial personnel system as may be necessary.

15 (b) Compensation.--The director of the orphans' court
16 division judicial records office may, subject to the approval of
17 the president judge of the judicial district and except as
18 otherwise provided by statute, home rule charter or optional
19 plan of government, fix the compensation of the staff of the
20 director's office who are not members of the State judicial
21 personnel system. Where the compensation of the staff of the
22 orphans' court division judicial records office is fixed by a
23 county salary board, the director shall be a member of the
24 salary board for such purpose.

25 (c) Duties.--The director of the orphans' court division
26 judicial records office may, subject to the approval of the
27 president judge of the judicial district and except as otherwise
28 provided by statute, home rule charter or optional plan of
29 government, fix the duties of the staff of the orphans' court
30 division judicial records office.

1 § 2837. Matters or documents filed in orphans' court division
2 judicial records office.

3 All matters to be heard or determined in the orphans' court
4 division of a court of common pleas shall be filed in or
5 transferred to the orphans' court division judicial records
6 office.

7 § 2838. Powers and duties of orphans' court division judicial
8 records office.

9 The orphans' court division judicial records office shall
10 have the power and duty to:

11 (1) Administer oaths and affirmations and take
12 acknowledgments under section 327 (relating to oaths and
13 acknowledgments), but shall not be compelled to do so in any
14 matters not pertaining to the proper business of the office.

15 (2) Affix and attest the seal of the court to all the
16 processes of the court and to the certifications and
17 exemplifications of all documents and records pertaining to
18 the orphans' court division judicial records office and the
19 business of the division.

20 (3) Enter all orders of the court determined in the
21 division, including judgments by confession.

22 (4) Enter all satisfactions of judgments entered in the
23 office.

24 (5) Exercise the authority of the director of the
25 orphans' court division judicial records office as an officer
26 of the court.

27 (6) Exercise any other powers and perform any other
28 duties as may be vested in or imposed upon the office by law,
29 home rule charter, order or rule of court or ordinance of a
30 county governed by a home rule charter or optional plan of

1 government.

2 Section 8. Sections 3115, 3721(a)(3) and (c)(2)(ii) and
3 (iii), 3733(a.1)(1)(ii), (iii) and (v), 4302(a) and (b),
4 4303(a), 4305(b), 4306(b) and (c), 4327(e), 4411(b), 4431(b) and
5 4553(b)(2) of Title 42 are amended to read:

6 § 3115. Certification of successful completion of course of
7 training.

8 Upon the successful completion of the course of training and
9 instruction and examination, the Administrative Office shall
10 issue to a person elected or appointed as a magisterial district
11 judge, arraignment court magistrate or judge a certificate in
12 the form prescribed by the board, certifying that such person is
13 qualified to perform his duties as required by the Constitution
14 of Pennsylvania. Such certificate shall be filed in the office
15 of the clerk or the judicial records office of the court of
16 common pleas of the judicial district embracing the district to
17 be served by the magisterial district judge, arraignment court
18 magistrate or judge.

19 § 3721. County judicial center or courthouse.

20 (a) General rule.--There shall be maintained at the county
21 seat of each county a facility known as the county judicial
22 center, which may be the existing county courthouse. The
23 facility shall provide accommodations and supporting facilities
24 and services for the following functions, agencies and units of
25 or related to the unified judicial system:

26 * * *

27 (3) The office of the clerk or the judicial records
28 office of the court of common pleas of the district and the
29 administrative staff of the court, including the offices of
30 the prothonotary, clerk of the courts and clerk of the

1 orphans' court division, and the civil, criminal and orphans'
2 court division judicial records offices.

3 * * *

4 (c) Child-care facilities.--

5 * * *

6 (2) If a child-care facility is provided under paragraph
7 (1):

8 * * *

9 (ii) In addition to any other court cost or filing
10 fee authorized to be collected by law, an additional fee
11 of \$5 shall be charged and collected by the prothonotary,
12 clerk of orphans' court, director of the civil judicial
13 records office, director of the orphans' court division
14 judicial records office and register of wills of the
15 county or by any official designated to perform the
16 functions thereof for the initiation of any civil action
17 or legal proceeding.

18 (iii) In addition to any other court cost or filing
19 fee authorized to be collected by law, an additional fee
20 of \$5 shall be charged and collected by the clerk of
21 courts or director of the criminal judicial records
22 office of the county or by any official designated to
23 perform the functions thereof for the initiation of any
24 criminal proceeding for which a fee, charge or cost
25 authorized on the effective date of this subsection and
26 for which a conviction is obtained or guilty plea is
27 entered.

28 * * *

29 § 3733. Deposits into account.

30 * * *

1 (a.1) Additional fees.--

2 (1) In addition to the court costs and filing fees
3 authorized to be collected by statute:

4 * * *

5 (ii) An additional fee of \$10 shall be charged and
6 collected by the prothonotaries, clerks of orphans'
7 courts, directors of civil and orphans' court division
8 judicial records offices, and registers of wills of all
9 courts of common pleas, or by any officials designated to
10 perform the functions thereof, for the initiation of any
11 civil action or legal proceeding.

12 (iii) An additional fee of \$10 shall be charged by
13 the clerks of courts or directors of the criminal
14 judicial records offices of all courts of common pleas,
15 or by any officials designated to perform the functions
16 thereof, for the initiation of any criminal proceeding
17 for which a fee, charge or cost is now authorized and a
18 conviction is obtained or guilty plea is entered. The
19 additional fee under this subparagraph shall also be
20 charged and collected when a defendant is granted entry
21 into Accelerated Rehabilitative Disposition or any other
22 pretrial diversionary program.

23 * * *

24 (v) An additional fee of \$10 shall be charged and
25 collected by the recorders of deeds and clerks of court
26 or directors of judicial records offices, or by any
27 officials designated to perform similar functions, for
28 each filing of a deed, mortgage or property transfer for
29 which a fee, charge or cost is now authorized. The
30 Supreme Court shall designate by financial regulations

1 which filings meet the criteria of this subparagraph.

2 * * *

3 § 4302. Effect of records as notice.

4 (a) Real property.--Except as otherwise provided by statute
5 or prescribed by general rule adopted pursuant to section
6 1722(b) (relating to enforcement and effect of orders and
7 process), every document affecting title to or any other
8 interest in real property which is filed and indexed in the
9 office of the clerk or judicial records office of the court of
10 common pleas of the county where the real property is situated,
11 or in the office of the clerk or judicial records office of the
12 branch of the court of common pleas embracing such county in the
13 manner required by the laws, procedures or standards in effect
14 at the date of such filing shall be constructive notice to all
15 persons of the filing and full contents of such document.

16 (b) Documents relating to pending matters.--Documents
17 relating to the pendency of a matter before any court filed in
18 the office of the clerk or judicial records office of any court
19 or other office within or related to and serving the unified
20 judicial system shall be constructive notice to such persons, of
21 such information and for such duration as may be provided by
22 statute or prescribed by general rule adopted pursuant to
23 section 4301 (relating to establishment and maintenance of
24 judicial records).

25 * * *

26 § 4303. Effect of judgments and orders as liens.

27 (a) Real property.--Any judgment or other order of a court
28 of common pleas for the payment of money shall be a lien upon
29 real property on the conditions, to the extent and with the
30 priority provided by statute or prescribed by general rule

1 adopted pursuant to section 1722(b) (relating to enforcement and
2 effect of orders and process) when it is entered of record in
3 the office of the clerk of the court of common pleas or judicial
4 records office of the county where the real property is
5 situated, or in the office of the clerk or judicial records
6 office of the branch of the court of common pleas embracing such
7 county.

8 * * *

9 § 4305. Federal judgments as liens.

10 * * *

11 (b) Filing requirement.--The certified transcript of the
12 judgment of the United States court shall be filed in the office
13 of the clerk or judicial records office of the court of common
14 pleas of the county where the property is located unless the
15 judgment was rendered by such United States court within the
16 county where the property is located.

17 * * *

18 § 4306. Enforcement of foreign judgments.

19 * * *

20 (b) Filing and status of foreign judgments.--A copy of any
21 foreign judgment including the docket entries incidental thereto
22 authenticated in accordance with act of Congress or this title
23 may be filed in the office of the clerk or judicial records
24 office of any court of common pleas of this Commonwealth. The
25 clerk or director of the judicial records office shall treat the
26 foreign judgment in the same manner as a judgment of any court
27 of common pleas of this Commonwealth. A judgment so filed shall
28 be a lien as of the date of filing and shall have the same
29 effect and be subject to the same procedures, defenses and
30 proceedings for reopening, vacating, or staying as a judgment of

1 any court of common pleas of this Commonwealth and may be
2 enforced or satisfied in like manner.

3 (c) Notice of filing.--

4 (1) At the time of the filing of the foreign judgment,
5 the judgment creditor or his attorney shall make and file
6 with the office of the clerk or judicial records office of
7 the court of common pleas an affidavit setting forth the name
8 and last known post office address of the judgment debtor,
9 and the judgment creditor. In addition, such affidavit shall
10 include a statement that the foreign judgment is valid,
11 enforceable and unsatisfied.

12 (2) Promptly upon the filing of the foreign judgment and
13 the affidavit, the clerk or director of the judicial records
14 office shall mail notice of the filing of the foreign
15 judgment to the judgment debtor at the address given and
16 shall make a note of the mailing in the docket. The notice
17 shall include the name and post office address of the
18 judgment creditor and the attorney for the judgment creditor,
19 if any, in this Commonwealth. In addition, the judgment
20 creditor may mail a notice of the filing of the judgment to
21 the judgment debtor and may file proof of mailing with the
22 clerk or director of the judicial records office. Lack of
23 mailing notice of filing by the clerk or director of the
24 judicial records office shall not affect the enforcement
25 proceedings if proof of mailing by the judgment creditor has
26 been filed.

27 * * *

28 § 4327. Transfer of custody to local museum upon application.

29 * * *

30 (e) Definition.--As used in this section "historical

1 document" means any document formerly belonging to a decedent or
2 any other person, which document is more than 50 years old and
3 which is in the custody of a register of wills, the recorder of
4 deeds, the clerk of any court or the prothonotary or the
5 director of a judicial records office or the directors of a
6 civil, criminal and orphans' court division judicial records
7 office, except documents relating to adoption, divorce or
8 custody.

9 § 4411. Duties of Court Administrator.

10 * * *

11 (b) List of certified interpreters.--The Court Administrator
12 shall compile, maintain and disseminate a current list of
13 interpreters certified by the Court Administrator for the courts
14 through any means deemed appropriate by the Court Administrator,
15 including, but not limited to, a written directory, which shall
16 be maintained on file with the office of the clerk of courts or
17 the appropriate judicial records office in each judicial
18 district, and through publication on the official World Wide Web
19 site of the Administrative Office.

20 * * *

21 § 4431. Duties of Court Administrator.

22 * * *

23 (b) List of certified interpreters.--The Court Administrator
24 shall compile, maintain and disseminate a current list of
25 interpreters certified by the Court Administrator for the courts
26 through any means deemed appropriate by the Court Administrator,
27 including, but not limited to, a written directory, which shall
28 be maintained on file with the office of the clerk of courts or
29 the appropriate judicial records office in each judicial
30 district, and through publication on the official World Wide Web

1 site of the Administrative Office.

2 * * *

3 § 4553. Expenses of investigating grand juries and trials
4 resulting therefrom.

5 * * *

6 (b) Multicounty.--The expenses of any multicounty
7 investigating grand jury shall be borne by the Commonwealth.

8 * * *

9 (2) The costs and expenses resulting from any trial of a
10 person against whom a presentment has been issued by a
11 multicounty investigating grand jury shall be borne by the
12 Commonwealth. Costs and expenses under this subsection
13 include, but are not limited to, all reasonable costs
14 incurred by the county for the services of the courts, the
15 trial jury, the sheriff, the clerk of courts, the director of
16 any judicial records office, the county prison, the district
17 attorney and any public defender appointed by the court, and
18 related costs and expenses incurred by the county in the
19 course of the trial.

20 * * *

21 Section 9. Section 5741 of Title 42 is amended by adding a
22 definition to read:

23 § 5741. Definitions.

24 The following words and phrases when used in this subchapter
25 shall have, unless the context clearly indicates otherwise, the
26 meanings given to them in this section:

27 "Judicial records office." As follows:

28 (1) The judicial records office of the court of common
29 pleas of each judicial district in which a professional
30 bondsman engages in the business of a professional bondsman.

1 (2) The criminal judicial records office in a county
2 where such an office exists separately or is consolidated
3 with another judicial records office.

4 (3) In a multicounty judicial district, the judicial
5 records office for the branch of the court of common pleas
6 for the county in which a professional bondsman engages in
7 the business of a professional bondsman.

8 * * *

9 Section 10. Sections 5742(a), 5746(a), 5747, 6103(a)(2),
10 6157, 6333(a), 6363(a), 6602(d)(2), 8104(a), 8127(c) and (d)(1),
11 8141(6) and (7), 8142(d) and (e), 8152(a)(2), 8309(c) and (f),
12 8931(d) and (i) and 9728(b)(1), (2) and (3), (b.1) and (g) of
13 Title 42 are amended to read:

14 § 5742. Registration and licensure required.

15 (a) General rule.--No professional bondsman shall become
16 surety on any undertaking, and no person shall engage in or
17 continue to engage in business as a professional bondsman,
18 unless he has been registered and is currently licensed as a
19 professional bondsman by the Insurance Department as provided in
20 this subchapter and has filed a copy of his license in the
21 office of the clerk or the appropriate judicial records office
22 in the manner prescribed by general rules.

23 * * *

24 § 5746. Suspension or revocation of license.

25 (a) General rule.--Upon petition of the district attorney or
26 by any interested person to suspend or revoke the license issued
27 to any licensee under this subchapter, a rule shall issue out of
28 the court of common pleas, returnable not less than ten days
29 after the issuance thereof. It shall be sufficient service of
30 the said rule upon any licensee to leave a copy thereof at the

1 address filed by the licensee with the clerk or director of the
2 criminal judicial records office pursuant to this subchapter.

3 * * *

4 § 5747. Statements by fidelity or surety companies.

5 Any fidelity or surety company, authorized to act as surety
6 within this Commonwealth, may execute an undertaking as surety
7 by the hand of an officer, employee, agent, or attorney,
8 authorized thereto by a resolution of its board of directors, a
9 certified copy of which, under its corporate seal, shall be
10 filed with the undertaking. Fidelity or surety companies engaged
11 in the business of entering bail shall file, with the clerk of
12 the court of common pleas or the director of the criminal
13 judicial records office and with the district attorney of each
14 county in which bail is entered, a statement, quarterly on which
15 shall appear a summary of all bail entered by such company
16 during the previous quarter, together with the compensation
17 charged therefor.

18 § 6103. Proof of official records.

19 (a) General rule.--An official record kept within this
20 Commonwealth by any court, magisterial district judge or other
21 government unit, or an entry therein, when admissible for any
22 purpose, may be evidenced by an official publication thereof or
23 by a copy attested by the officer having the legal custody of
24 the record, or by that officer's deputy, and accompanied by a
25 certificate that the officer has the custody. The certificate
26 may be made by any public officer having a seal of office and
27 having official duties with respect to the government unit in
28 which the record is kept, authenticated by the seal of that
29 office, or if there is no such officer, by:

30 * * *

1 (2) The clerk or director of a judicial records office
2 of the court of common pleas of the judicial district
3 embracing any county in which the government unit has
4 jurisdiction, in the case of any government unit other than a
5 Commonwealth agency.

6 * * *

7 § 6157. Retention of records.

8 When the copies of records are delivered to a party or his
9 attorney of record for use in a deposition, they shall, after
10 termination of the deposition, be delivered personally or by
11 certified mail to the clerk or the judicial records office of
12 the court or other body before which the action or proceeding is
13 pending, and it shall be the responsibility of the party or
14 attorney to transmit the receipt obtained to the custodian of
15 the original records. When the records are received by the clerk
16 or the judicial records office of a court or other body from a
17 health care facility or from a party or his attorney of record,
18 they shall be retained in the clerk's or the judicial records
19 office's custody at all times except when actually used in the
20 action or proceeding. Upon issuance of a final order terminating
21 a case, the copies of the records will be promptly filed in a
22 manner that protects the confidentiality of the medical
23 information contained in the records by the clerk or the
24 judicial records office of the court with all other documents
25 pertaining to the case until such a time as the normal retention
26 period for court records expires. The copies of records shall
27 then be permanently disposed of by the clerk or the judicial
28 records office in a manner that protects the confidentiality of
29 the medical information contained in the records. Should the
30 case be appealed, the copies of records shall be forwarded to

1 the appellate court with other documents pertaining to the case
2 and retained and disposed of in the manner described in this
3 section.

4 § 6333. Subpoena.

5 (a) General rule.--Upon application of a child, parent,
6 guardian, custodian, probation officer, district attorney, or
7 other party to the proceedings, the court, master, or the clerk
8 or director of the appropriate judicial records office of the
9 court shall issue, or the court or master may on its own motion
10 issue, subpoenas requiring attendance and testimony of witnesses
11 and production of papers at any hearing under this chapter.

12 * * *

13 § 6363. Ordering foreign supervision.

14 (a) General rule.--Subject to the provisions of this chapter
15 governing dispositions and to the extent that funds are
16 available the court may place a child in the custody of a
17 suitable person in another state. On obtaining the written
18 consent of a juvenile court of another state which has adopted
19 the Uniform Juvenile Court Act or a substantially similar law,
20 which includes provisions corresponding to this section and
21 section 6364 (relating to supervision under foreign order), the
22 court of this Commonwealth may order that the child be placed
23 under the supervision of a probation officer or other
24 appropriate official designated by the accepting court. One
25 certified copy of the order shall be sent to the accepting court
26 and another filed with the clerk or the director of the
27 appropriate judicial records office of the requesting court of
28 this Commonwealth.

29 * * *

30 § 6602. Prisoner filing fees.

1 * * *

2 (d) Implementation of filing fee assessments.--

3 * * *

4 (2) No sooner than 60 days after notice of the denial in
5 forma pauperis status or the assessment of partial filing
6 fees, the prothonotary or the director of the civil judicial
7 records office shall enter a judgment of non pros in the
8 action or strike the appeal if the fees remain unpaid. The
9 action or appeal may be reinstated by the court for good
10 cause shown.

11 * * *

12 § 8104. Duty of judgment creditor to enter satisfaction.

13 (a) General rule.--A judgment creditor who has received
14 satisfaction of any judgment in any tribunal of this
15 Commonwealth shall, at the written request of the judgment
16 debtor, or of anyone interested therein, and tender of the fee
17 for entry of satisfaction, enter satisfaction in the office of
18 the clerk or the judicial records office of the court where such
19 judgment is outstanding, which satisfaction shall forever
20 discharge the judgment.

21 * * *

22 § 8127. Personal earnings exempt from process.

23 * * *

24 (c) Duty of employer.--

25 (1) For any wage attachment arising out of a residential
26 lease, the employer shall send the attached wages to the
27 prothonotary or the director of the civil judicial records
28 office of the court of common pleas within 15 days from the
29 close of the last pay period in each month. The employer
30 shall be entitled to deduct from the moneys collected from

1 each employee the costs incurred from the extra bookkeeping
2 necessary to record such transactions, not exceeding \$5 of
3 the amount of money so collected. If an employer is served
4 with more than one attachment arising out of a residential
5 lease against the same judgment debtor, then the attachments
6 shall be satisfied in the order in which they were served.
7 Each prior attachment shall be satisfied before any effect is
8 given to a subsequent attachment, subject to subsection (a)
9 (3.2). Upon receipt of the wages, the prothonotary or the
10 director of the civil judicial records office of the court of
11 common pleas shall record and send said wages to the judgment
12 creditor-landlord.

13 (2) For any wage attachment not arising out of a
14 residential lease, the employer shall send the attached
15 withheld wages to the prothonotary or the director of the
16 civil judicial records office of the court of common pleas to
17 be recorded, and upon receipt, the wages shall be sent to the
18 creditor.

19 (d) Duty of judgment creditor-landlord.--

20 (1) Any judgment creditor-landlord who has received
21 satisfaction of any judgment pursuant to this section shall
22 enter satisfaction in the office of the clerk of the court or
23 the judicial records office where such judgment is
24 outstanding, which satisfaction shall forever discharge the
25 judgment.

26 * * *

27 § 8141. Time from which liens have priority.

28 Liens against real property shall have priority over each
29 other on the following basis:

30 * * *

1 (6) Writs which when issued and indexed by the office of
2 the clerk or the judicial records office of the court of
3 common pleas create liens against real property, from the
4 time they are issued.

5 (7) Other instruments which when entered or filed and
6 indexed in the office of the clerk or the judicial records
7 office of the court of common pleas create liens against real
8 property, from the time they are left for entry or filing.

9 § 8142. Endorsement of time.

10 * * *

11 (d) Writs and amicable judgments.--The office of the clerk
12 or the judicial records office of the court of common pleas
13 shall endorse upon:

14 (1) Each instrument on which an amicable judgment is
15 entered or which otherwise creates a lien against real
16 property, the time it was left for entry or filing.

17 (2) Each writ creating a lien against real property, the
18 time it was issued.

19 (e) Docket entries.--The office of the clerk or the judicial
20 records office of the court of common pleas shall note on the
21 dockets in such office where each verdict, judgment, order,
22 instrument or writ creating a lien against real property is
23 entered, the time it was recorded, rendered, left for filing, or
24 issued.

25 § 8152. Judicial sale as affecting lien of mortgage.

26 (a) General rule.--Except as otherwise provided in this
27 section, a judicial or other sale of real estate shall not
28 affect the lien of a mortgage thereon, if the lien of the
29 mortgage is or shall be prior to all other liens upon the same
30 property except:

1 * * *

2 (2) Taxes, municipal claims and assessments, not at the
3 date of the mortgage duly entered as a lien in the office of
4 the clerk or the judicial records office of the court of
5 common pleas.

6 * * *

7 § 8309. Civil rights violations.

8 * * *

9 (c) Filing of court orders.--The prothonotary or the
10 director of the civil judicial records office of the court in
11 which a civil action is brought under subsection (a) or (b)
12 shall transmit two certified copies of any order issued in the
13 action to each appropriate law enforcement agency having
14 jurisdiction over locations where the defendant is alleged to
15 have committed the act and where the defendant resides or has
16 his principal place of business. The sheriff of the county in
17 which the defendant resides shall serve a copy of the order on
18 the defendant. Unless otherwise ordered by the court, service
19 shall be by delivering a copy in hand to the defendant. Law
20 enforcement agencies shall establish procedures adequate to
21 ensure that all officers responsible for the enforcement of the
22 order are informed of its existence and terms. When a law
23 enforcement officer has probable cause to believe that a
24 defendant has violated the provisions of an order, the officer
25 may arrest him.

26 * * *

27 (f) Vacated orders.--When the court vacates a temporary
28 restraining order or a preliminary or permanent injunction
29 issued under this section, the prothonotary or the director of
30 the civil judicial records office shall promptly notify in

1 writing each appropriate law enforcement agency which had been
2 notified of the issuance of the order and shall direct each such
3 agency to destroy all records of the order, and the agency shall
4 comply with the directive upon receipt of the notification.

5 § 8931. Indictment and information.

6 * * *

7 (d) Duties of prosecuting attorneys.--Whenever a transcript
8 of proceedings, complaint and all related papers in a criminal
9 proceeding where the defendant has been held for court have been
10 transmitted to the clerk of court or the director of the
11 criminal judicial records office or the officer designated by
12 the court, such officer, after recording the same, shall
13 immediately transmit the documents or a copy thereof to the
14 district attorney. The district attorney or his designee shall
15 have the duty to inquire into and make full examination of all
16 the facts and circumstances connected with each such case to
17 determine if the facts and circumstances warrant the filing of
18 an information or informations premised upon the transcript. No
19 information shall be filed by the district attorney concerning
20 alleged criminal violations where a preliminary hearing has not
21 been held or properly waived except as prescribed by general
22 rules.

23 * * *

24 (i) Definition.--As used in this section "district attorney"
25 includes a special attorney appointed by the Attorney General in
26 the manner provided by statute, an acting district attorney and
27 any assistant district attorney whose authority to act for the
28 district attorney under this section is evidenced by a written
29 designation executed by the district attorney or acting district
30 attorney and filed with the clerk or the director of the

1 criminal judicial records office of the courts.

2 § 9728. Collection of restitution, reparation, fees, costs,
3 fines and penalties.

4 * * *

5 (b) Procedure.--

6 (1) The county clerk of courts or the director of the
7 criminal judicial records office shall, upon sentencing,
8 pretrial disposition or other order, transmit to the
9 prothonotary or the director of the civil judicial records
10 office certified copies of all judgments for restitution,
11 reparation, fees, costs, fines and penalties which, in the
12 aggregate, exceed \$1,000, and it shall be the duty of each
13 prothonotary or director of the civil judicial records office
14 to enter and docket the same of record in his office and to
15 index the same as judgments are indexed, without requiring
16 the payment of costs as a condition precedent to the entry
17 thereof.

18 (2) The clerk of courts or the director of the criminal
19 judicial records office, in consultation with other
20 appropriate governmental agencies, may transmit to the
21 prothonotary or the director of the civil judicial records
22 office of the respective county certified copies of all
23 judgments for restitution, reparation, fees, costs, fines and
24 penalties which, in the aggregate, do not exceed \$1,000, and,
25 if so transmitted, it shall be the duty of each prothonotary
26 or director of the civil judicial records office to enter and
27 docket the same of record in his office and to index the same
28 as judgments are indexed, without requiring the payment of
29 costs as a condition precedent to the entry thereof.

30 (3) The county clerk of courts or the director of the

1 criminal judicial records office shall, upon sentencing,
2 pretrial disposition or other order, transmit to the
3 Department of Probation of the respective county or other
4 agent designated by the county commissioners of the county
5 with the approval of the president judge of the county and to
6 the county correctional facility to which the offender has
7 been sentenced or to the Department of Corrections, whichever
8 is appropriate, copies of all orders for restitution and
9 amendments or alterations thereto, reparation, fees, costs,
10 fines and penalties. This paragraph also applies in the case
11 of costs imposed under section 9721(c.1) (relating to
12 sentencing generally).

13 * * *

14 (b.1) Restitution file.--Upon receipt of each order from the
15 clerk of courts or the director of the criminal judicial records
16 office as provided in subsection (b) (3), the department of
17 probation of the respective county or other agent designated by
18 the county commissioners of the county with the approval of the
19 president judge of the county shall open a restitution file for
20 the purposes of recording the amounts of restitution deducted by
21 the Department of Corrections or county correctional facility or
22 collected by the department of probation or the agent designated
23 by the county commissioners of the county with the approval of
24 the president judge of the county.

25 * * *

26 (g) Costs, etc.--Any sheriff's costs, filing fees and costs
27 of the county probation department, clerk of courts, director of
28 the criminal judicial records office or other appropriate
29 governmental agency, including, but not limited to, any
30 reasonable administrative costs associated with the collection

1 of restitution, transportation costs and other costs associated
2 with the prosecution, shall be borne by the defendant and shall
3 be collected by the county probation department or other
4 appropriate governmental agency along with the total amount of
5 the judgment and remitted to the appropriate agencies at the
6 time of or prior to satisfaction of judgment.

7 * * *

8 Section 11. The following shall apply:

9 (1) The provisions of this act are nonseverable. If any
10 provision of this act or its application to any person or
11 circumstance is held invalid, the remaining provisions or
12 applications of this act are void.

13 (2) This act shall be void if the provisions of 42
14 Pa.C.S. § 1905.1(h)(1) are:

15 (i) suspended by the judiciary;

16 (ii) superseded by rule of court promulgated after
17 the effective date of this section;

18 (iii) ruled finally by a court of competent
19 jurisdiction to be regulation of the practice of law; or

20 (iv) otherwise rendered inoperative by judicial
21 action.

22 Section 12. Repeals are as follows:

23 (1) The General Assembly declares that the repeal under
24 paragraph (2) is necessary to effectuate the addition of 16
25 Pa.C.S. §§ 1141, 1142, 1143, 1144, 1145 and 1146.

26 (2) Article XV.1 of the act of August 9, 1955 (P.L.323,
27 No.130), known as The County Code, is repealed.

28 (3) The General Assembly declares that the repeal under
29 paragraph (4) is necessary to effectuate the addition of 16
30 Pa.C.S. § 1147.

1 (4) Section 401.1 of act of July 28, 1953 (P.L.723,
2 No.230), known as the Second Class County Code, is repealed.

3 (5) The General Assembly declares that the repeal under
4 paragraph (6) is necessary to effectuate the addition of 16
5 Pa.C.S. §§ 1148, 1149, 1150, 1151 and 1152.

6 (6) Sections 6, 7, 8, 10.1 and 11 of the act of November
7 1, 1971 (P.L.495, No.113), entitled, "An act providing for
8 the compensation of county officers in counties of the second
9 through eighth classes, for compensation of district
10 attorneys in cities and counties of the first class, for
11 compensation of district election officers in all counties,
12 for the disposition of fees, for filing of bonds in certain
13 cases and for duties of certain officers," is repealed.

14 (7) The General Assembly declares that the repeal under
15 paragraph (8) is necessary to effectuate the addition of 16
16 Pa.C.S. § 1153.

17 (8) Section 1 of the act of May 3, 1927 (P.L.516,
18 No.332), entitled "An act fixing the salaries of the county
19 controller, recorder of deeds and clerk of courts in counties
20 of the third class," is repealed.

21 (9) The General Assembly declares that the repeal under
22 paragraph (10) is necessary to effectuate the addition of 16
23 Pa.C.S. §§ 1161, 1162 and 1163.

24 (10) Sections 1, 2.1 and 2.2 of the act of July 1, 1981
25 (P.L.193, No.58), referred to as the Clerk of Orphans' Court
26 Fee Law, are repealed.

27 (11) The General Assembly declares that the repeal under
28 paragraph (12) is necessary to effectuate the addition of 16
29 Pa.C.S. §§ 1164, 1165, 1166 and 1167.

30 (12) Sections 2, 2.1, 2.2 and 5 of the act of April 8,

1 1982 (P.L.303, No.85), known as the Second Class County
2 Prothonotary Fee Act, are repealed.

3 (13) The General Assembly declares that the repeal under
4 paragraph (14) is necessary to effectuate the addition of 16
5 Pa.C.S. § 1168.

6 (14) Section 2.1 of the act of April 8, 1982 (P.L.310,
7 No.87), referred to as the Recorder of Deeds Fee Law, is
8 repealed.

9 (15) The General Assembly declares that the repeal under
10 paragraph (16) is necessary to effectuate the addition of 16
11 Pa.C.S. § 1169.

12 (16) Section 1 of the act of June 18, 1982 (P.L.547,
13 No.158), referred to as the Clerk of Courts Fee Law, is
14 repealed.

15 (17) The General Assembly declares that the repeal under
16 paragraph (18) is necessary to effectuate the addition of 16
17 Pa.C.S. §§ 1171, 1172, 1173, 1174 and 1175.

18 (18) Sections 1, 1.1, 1.2, 2 and 3 of the act of
19 November 26, 1982 (P.L.744, No.203), referred to as the
20 Prothonotary Fee Law, are repealed.

21 (19) The General Assembly declares that the repeal under
22 paragraph (20) is necessary to effectuate the addition of 16
23 Pa.C.S. §§ 1181, 1182 and 1183.

24 (20) Sections 1, 2 and 3 of the act of October 12, 1984
25 (P.L.964, No.188), referred to as the Philadelphia Quarter
26 Sessions Clerk Fee Law, are repealed.

27 (21) The General Assembly declares that the repeal under
28 paragraph (22) is necessary to effectuate the addition of 16
29 Pa.C.S. § 1191.

30 (22) Section 1 of the act of February 14, 1986 (P.L.5,

1 No.3), referred to as the Second Class A County Clerk of
2 Courts Fee Law, is repealed.

3 (23) The General Assembly declares that the repeal under
4 paragraph (24) is necessary to effectuate the addition of 16
5 Pa.C.S. § 1192.

6 (24) Section 3 of the act of February 14, 1986 (P.L.7,
7 No.4), referred to as the Second Class A County Prothonotary
8 Fee Law, is repealed.

9 (25) The General Assembly declares that the repeal under
10 paragraph (26) is necessary to effectuate the addition of 16
11 Pa.C.S. § 1201.

12 (26) Section 1791-E of the act of April 9, 1929
13 (P.L.343, No.176), known as The Fiscal Code, is repealed.
14 Section 13. A reference in any statute or part of a statute

15 to:

16 (1) "Clerk of the courts" shall be deemed a reference to
17 the director of the criminal judicial records office in a
18 county where the powers and duties of the clerk of the courts
19 have been transferred under 42 Pa.C.S. § 1905.1.

20 (2) "Clerk of the orphans' court division" shall be
21 deemed a reference to the director of the orphans' court
22 division judicial records office in a county where the powers
23 and duties of the clerk of the orphans' court division have
24 been transferred under 42 Pa.C.S. § 1905.1.

25 (3) "Prothonotary" shall be deemed a reference to the
26 director of the civil judicial records office in a county
27 where the powers and duties of the prothonotary have been
28 transferred under 42 Pa.C.S. § 1905.1.

29 (4) The "office of the clerk of the court of common
30 pleas" shall be deemed a reference to the judicial records

1 office in a county where the powers and duties of the office
2 of the clerk of the court of common pleas have been
3 transferred under 42 Pa.C.S. § 1905.1.

4 (5) "Recorder of deeds" shall be deemed a reference to
5 the director of the appropriate judicial records office
6 following transfer under 42 Pa.C.S. § 1905.1 in a county
7 where the powers and duties of the recorder of deeds were
8 combined with the prothonotary, clerk of the courts or clerk
9 of the orphans' court division prior to the transfer.

10 (6) "Register of wills" shall be deemed a reference to
11 the director of the appropriate judicial records office
12 following transfer under 42 Pa.C.S. § 1905.1 in a county
13 where the powers and duties of the register of wills were
14 combined with the prothonotary, clerk of the courts or clerk
15 of the orphans' court division prior to the transfer.

16 Section 14. This act shall take effect in 60 days.