



General Assembly

January Session, 2013

Amendment

LCO No. 6162

HB0638706162HDO

Offered by:
REP. FOX, 146th Dist.

To: Subst. House Bill No. 6387 File No. 294 Cal. No. 204

"AN ACT CONCERNING COURT OPERATIONS."

1 Strike section 8 in its entirety and renumber the remaining sections
2 and internal references accordingly

3 After the last section, add the following and renumber sections and
4 internal references accordingly:

5 "Sec. 501. Subsection (a) of section 51-164n of the general statutes is
6 repealed and the following is substituted in lieu thereof (*Effective*
7 *October 1, 2013*):

8 (a) There shall be a Centralized Infractions Bureau of the Superior
9 Court to handle payments or pleas of not guilty with respect to the
10 commission of [infractions and violations under] an infraction under
11 any provision of the general statutes or a violation set forth in
12 subsection (b) of this section. Except as provided in section 51-164o,
13 any person who is alleged to have committed an infraction or a
14 violation under subsection (b) of this section may plead not guilty or
15 pay the established fine and any additional fee or cost for the infraction

16 or such violation.

17 Sec. 502. Subsection (d) of section 52-50 of the general statutes is
18 repealed and the following is substituted in lieu thereof (*Effective*
19 *October 1, 2013*):

20 (d) Service of motions for modification, motions for contempt and
21 wage withholdings in any matter involving child support, including,
22 but not limited to, petitions for support authorized under sections 17b-
23 745 and 46b-215, and those matters involving a beneficiary of care or
24 assistance from the state, and service of other process in IV-D support
25 cases, as defined in subdivision (13) of subsection (b) of section 46b-
26 231, may be made by a support enforcement officer or support services
27 investigator of the Superior Court.

28 Sec. 503. Section 52-259 of the general statutes is repealed and the
29 following is substituted in lieu thereof (*Effective July 1, 2013*):

30 (a) There shall be paid to the clerks for entering each appeal or writ
31 of error to the Supreme Court, or entering each appeal to the Appellate
32 Court, as the case may be, two hundred fifty dollars, and for each civil
33 cause in the Superior Court, three hundred fifty dollars, except (1) two
34 hundred twenty-five dollars for entering each case in the Superior
35 Court in which the sole claim for relief is damages and the amount,
36 legal interest or property in demand is less than two thousand five
37 hundred dollars; (2) one hundred seventy-five dollars for summary
38 process and landlord and tenant actions; and (3) there shall be no entry
39 fee for making an application to the Superior Court for relief under
40 section 46b-15 or for making an application to modify or extend an
41 order issued pursuant to section 46b-15. If the amount, legal interest or
42 property in demand by the plaintiff is alleged to be less than two
43 thousand five hundred dollars, a new entry fee of seventy-five dollars
44 shall be charged if the plaintiff amends his or her complaint to state
45 that such demand is not less than two thousand five hundred dollars.

46 (b) The fee for the entry of a small claims case and for filing a

47 counterclaim in a small claims case shall be ninety dollars. If a motion
48 is filed to transfer a small claims case to the regular docket, the moving
49 party shall pay a fee of one hundred twenty-five dollars.

50 (c) There shall be paid to the clerk of the Superior Court by any
51 party who requests that a matter be designated as a complex litigation
52 case the sum of three hundred twenty-five dollars, to be paid at the
53 time the request is filed.

54 (d) There shall be paid to the clerk of the Superior Court by any
55 party who requests a finding of fact by a judge of such court to be used
56 on appeal the sum of twenty-five dollars, to be paid at the time the
57 request is filed.

58 (e) There shall be paid to the clerk of the Superior Court a fee of
59 seventy-five dollars for a petition for certification to the Supreme
60 Court and Appellate Court.

61 (f) There shall be paid to the clerk of the Superior Court for
62 receiving and filing an assessment of damages by appraisers of land
63 taken for public use or the appointment of a commissioner of the
64 Superior Court, two dollars; for recording the commission and oath of
65 a notary public or certifying under seal to the official character of any
66 magistrate, ten dollars; for issuing a certificate that an attorney is in
67 good standing, ten dollars; for certifying under seal, two dollars; for
68 exemplifying, twenty dollars; for making all necessary records and
69 certificates of naturalization, the fees allowed under the provisions of
70 the United States statutes for such services; and for making copies, one
71 dollar per page. Any fee set forth in this subsection shall be payable in
72 accordance with subsection (m) of this section.

73 (g) There shall be paid to the clerk of the Superior Court for a copy
74 of a judgment file a fee of twenty-five dollars, inclusive of the fees for
75 certification and copying, for a certified copy and a fee of fifteen
76 dollars, inclusive of the fee for copying, for a copy which is not
77 certified; and for a copy of a certificate of judgment in a foreclosure

78 action, as provided by the rules of practice and procedure, twenty-five
79 dollars, inclusive of the fees for certification and copying. Any fee set
80 forth in this subsection shall be payable in accordance with subsection
81 (m) of this section.

82 (h) There shall be paid to the clerk of the Superior Court a fee of one
83 hundred seventy-five dollars at the time any application for a
84 prejudgment remedy is filed.

85 (i) There shall be paid to the clerk of the Superior Court a fee of six
86 hundred dollars at the time any motion to be admitted as attorney pro
87 hac vice is filed.

88 (j) There shall be paid to the clerk of the Superior Court a fee of two
89 hundred dollars at the time any counterclaim, cross complaint,
90 apportionment complaint or third party complaint is filed.

91 (k) There shall be paid to the clerk of the Superior Court a fee of
92 three hundred fifty dollars at the time any application for a dissolution
93 of lien upon the substitution of a bond with surety is filed pursuant to
94 subsection (a) of section 49-37, subsection (b) of section 49-55a,
95 subsection (a) of section 49-61, subsection (a) of section 49-92b or
96 subsection (b) of section 49-92h.

97 [(k)] (l) A fee of twenty dollars for any check issued to the court in
98 payment of any fee which is returned as uncollectible by the bank on
99 which it is drawn may be imposed.

100 (m) Any recording or copying performed under subsection (f) or (g)
101 of this section may be done by photograph, microfilm, as defined in
102 section 51-36, computerized image or other process which accurately
103 reproduces or forms a durable medium for so reproducing the
104 original. The fees required under subsections (f) and (g) of this section
105 for recording and copying shall be payable regardless of the method
106 by which the recording and copying is done.

107 [(l)] (n) The tax imposed under chapter 219 shall not be imposed

108 upon any fee charged under the provisions of this section.

109 Sec. 504. Section 52-259 of the general statutes, as amended by
110 section 9 of public act 12-89, is repealed and the following is
111 substituted in lieu thereof (*Effective July 1, 2015*):

112 (a) There shall be paid to the clerks for entering each appeal or writ
113 of error to the Supreme Court, or entering each appeal to the Appellate
114 Court, as the case may be, two hundred fifty dollars, and for each civil
115 cause in the Superior Court, three hundred dollars, except (1) one
116 hundred seventy-five dollars for entering each case in the Superior
117 Court in which the sole claim for relief is damages and the amount,
118 legal interest or property in demand is less than two thousand five
119 hundred dollars and for summary process and landlord and tenant
120 actions, and (2) there shall be no entry fee for making an application to
121 the Superior Court for relief under section 46b-15 or for making an
122 application to modify or extend an order issued pursuant to section
123 46b-15. If the amount, legal interest or property in demand by the
124 plaintiff is alleged to be less than two thousand five hundred dollars, a
125 new entry fee of seventy-five dollars shall be charged if the plaintiff
126 amends his or her complaint to state that such demand is not less than
127 two thousand five hundred dollars.

128 (b) The fee for the entry of a small claims case shall be seventy-five
129 dollars. If a motion is filed to transfer a small claims case to the regular
130 docket, the moving party shall pay a fee of one hundred twenty-five
131 dollars.

132 (c) There shall be paid to the clerk of the Superior Court by any
133 party who requests that a matter be designated as a complex litigation
134 case the sum of three hundred twenty-five dollars, to be paid at the
135 time the request is filed.

136 (d) There shall be paid to the clerk of the Superior Court by any
137 party who requests a finding of fact by a judge of such court to be used
138 on appeal the sum of twenty-five dollars, to be paid at the time the

139 request is filed.

140 (e) There shall be paid to the clerk of the Superior Court a fee of
141 seventy-five dollars for a petition for certification to the Supreme
142 Court and Appellate Court.

143 (f) There shall be paid to the clerk of the Superior Court for
144 receiving and filing an assessment of damages by appraisers of land
145 taken for public use or the appointment of a commissioner of the
146 Superior Court, two dollars; for recording the commission and oath of
147 a notary public or certifying under seal to the official character of any
148 magistrate, ten dollars; for issuing a certificate that an attorney is in
149 good standing, ten dollars; for certifying under seal, two dollars; for
150 exemplifying, twenty dollars; for making all necessary records and
151 certificates of naturalization, the fees allowed under the provisions of
152 the United States statutes for such services; and for making copies, one
153 dollar per page. Any fee set forth in this subsection shall be payable in
154 accordance with subsection (k) of this section.

155 (g) There shall be paid to the clerk of the Superior Court for a copy
156 of a judgment file a fee of twenty-five dollars, inclusive of the fees for
157 certification and copying, for a certified copy and a fee of fifteen
158 dollars, inclusive of the fee for copying, for a copy which is not
159 certified; and for a copy of a certificate of judgment in a foreclosure
160 action, as provided by the rules of practice and procedure, twenty-five
161 dollars, inclusive of the fees for certification and copying. Any fee set
162 forth in this subsection shall be payable in accordance with subsection
163 (k) of this section.

164 (h) There shall be paid to the clerk of the Superior Court a fee of one
165 hundred seventy-five dollars at the time any application for a
166 prejudgment remedy is filed.

167 (i) There shall be paid to the clerk of the Superior Court a fee of
168 three hundred dollars at the time any application for a dissolution of
169 lien upon the substitution of a bond with surety is filed pursuant to

170 subsection (a) of section 49-37, subsection (b) of section 49-55a,
 171 subsection (a) of section 49-61, subsection (a) of section 49-92b or
 172 subsection (b) of section 49-92h.

173 [(i)] (j) A fee of twenty dollars for any check issued to the court in
 174 payment of any fee which is returned as uncollectible by the bank on
 175 which it is drawn may be imposed.

176 (k) Any recording or copying performed under subsection (f) or (g)
 177 of this section may be done by photograph, microfilm, as defined in
 178 section 51-36, computerized image or other process which accurately
 179 reproduces or forms a durable medium for so reproducing the
 180 original. The fees required under subsections (f) and (g) of this section
 181 for recording and copying shall be payable regardless of the method
 182 by which the recording and copying is done.

183 [(j)] (l) The tax imposed under chapter 219 shall not be imposed
 184 upon any fee charged under the provisions of this section."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2013	51-164n(a)
Sec. 502	October 1, 2013	52-50(d)
Sec. 503	July 1, 2013	52-259
Sec. 504	July 1, 2015	52-259