

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 503

Session of  
1985

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INTRODUCED BY LASHINGER, GODSHALL, NAHILL, HAGARTY, BUNT, REBER,  
CORNELL AND SALOOM, FEBRUARY 26, 1985

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AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF  
REPRESENTATIVES, AS AMENDED, JUNE 3, 1985

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## AN ACT

1 To ascertain and appoint the fees to be received by the  
2 prothonotary of the court of common pleas of the Commonwealth  
3 in counties of the second class A only.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

## 6 Section 1. Fees.

7 The fees to be received by the prothonotary of the court of  
8 common pleas of this Commonwealth in counties of the second  
9 class A only shall be as follows:

## 10 APPEALS

11 Appeal from the court of common pleas to an  
12 appellate court..... \$30.00

## 13 ACKNOWLEDGMENTS

14 Acknowledgment of sheriff, treasurer or  
15 tax claim bureau deeds..... \$ 5.00

## 16 ASSIGNMENTS

17 Assignment, filing..... \$ 5.00

BUILDING AGREEMENTS

Filing of any building agreement, waiver,  
stipulation..... \$10.00

CERTIFICATION

Certifying copy of any paper:

First page..... \$ 3.00

Additional pages, each..... 1.00

Certification of notary public, district  
justice or similar paper..... 2.00

Exemplification of records..... 10.00

COMMENCEMENT OF ACTIONS

For commencement of any action at law or equity, regardless  
of procedure, a fee of not less than \$25 or more than \$125 shall  
be fixed by the prothonotary of each court of common pleas in  
counties of the second class A only, on or before January 1 of  
each year (except in 1985, when it shall be fixed within 20 days  
of the effective date of this act) and, when added to all other  
fees charged, shall bear a reasonable relationship to the sum  
sufficient to maintain and operate the office of the  
prothonotary and that part of the court administrator's expenses  
attributed to those functions required to process civil actions,  
as well as a reasonable share of the cost of maintaining a  
public law library, which cost shall be determined by the  
commissioners. After an action has been commenced, no other fees  
shall be payable except as herein otherwise specifically  
provided. The fee fixed shall be the same and apply to all  
actions without variation, except with respect to divorce  
actions, where an additional fee not to exceed \$15 may be  
charged for each count in the complaint in excess of the count  
requesting the divorce.

1 EXECUTIONS

2 Filing of any praecipe for a writ of  
3 execution, including attachment, possession or  
4 any other writ of execution not herein  
5 specifically provided for and all services  
6 incident thereto..... \$15.00

7 JUDGMENTS

8 Entry of any judgment or decree, which is  
9 final, whether by agreement, confession,  
10 demurrer, non pros, or preliminary objection or  
11 motion on verdict or award, by court order,  
12 finding, opinion, default, transcript, copy of  
13 docket entries, ex-record, certified copy of  
14 nonpayment of inheritance tax or certified copy  
15 from criminal court or domestic relations,  
16 including all services..... \$ 9.00

17 LIENS

18 Filing any lien: municipal, mechanics,  
19 Federal or Commonwealth, certified copy of lien... \$ 9.00

20 NOTARY PUBLIC

21 Registration of signature of notary public..... \$ 2.00

22 POUNDAGE

23 For the handling of money paid into court  
24 for each dollar of the first \$1,000..... \$ .03  
25 For each dollar of each additional \$1,000  
26 or fraction thereof..... .01

27 REVIVALS

28 Including, in every instance, any entry of  
29 judgment:

30 (1) Continuing any lien not reduced to

1	judgment.....	\$ 9.00
2	(2) Reviving the lien of any judgment by	
3	amicable proceedings.....	9.00
4	(3) Reviving the lien of any judgment by	
5	adverse proceedings.....	15.00
6	SUBPOENA	
7	Each.....	\$ 2.00
8	SEARCHES	
9	Search of any record or index, including	
10	certification:	
11	Five years.....	\$ 5.00
12	Each reference.....	1.00
13	SATISFACTIONS	
14	Entering satisfactions, releases,	
15	postponements, assignments, subordinations, of	
16	all encumbrances or liens by power of attorney or	
17	otherwise; or settlement, discontinued ending or	
18	termination of any civil action at law or in	
19	equity.....	\$ 5.00
20	ARBITRATIONS	
21	WHERE ARBITRATION PROCEEDINGS ARE PROCESSED	
22	BY THE PROTHONOTARY.....	\$15.00
23	Section 2. Definitions.	
24	As used in this act:	
25	(1) Filing shall mean and include docketing, entering,	
26	indexing and filing.	
27	(2) A counterclaim is not to be considered as commencing	
28	a new action.	
29	(3) Procedures involved in joinder of additional	
30	defendants shall be considered as part of the original action	

1 and not subject to separate charge.

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

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

7 (6) Certification of any papers or giving of any  
8 memorandum of filing may be included in the services herein  
9 enumerated and rendered.

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

12 Section 3. Similar services; payment in advance; State tax.

13 (a) Similar services.--The fees for services not herein  
14 specifically provided for or included in any other service shall  
15 be the same as for similar services.

16 (b) Requisite fee to be paid.--The prothonotary shall not be  
17 required to enter on docket any suit or action or order of court  
18 or enter any judgment thereon or perform any services whatsoever  
19 for any person, political subdivision or the Commonwealth until  
20 the requisite fee is paid.

21 (c) Fees exclusive of State tax.--The fees enumerated herein  
22 shall be exclusive of any State tax now levied or that may  
23 hereafter be levied.

24 Section 4. No separate charges.

25 There shall be no separate charges for printing, forms,  
26 postage or similar services.

27 Section 5. Repeals.

28 The act of November 26, 1982 (P.L.744, No.203), entitled "An  
29 act to ascertain and appoint the fees to be received by the  
30 prothonotary of the court of common pleas of the Commonwealth in

1 home rule counties or counties of the second class A and the  
2 third to eighth class; to provide the time of paying the same  
3 and to repeal certain acts," is repealed insofar as it relates  
4 to second class A counties only.

5 Section 6. Effective date.

6 This act shall take effect immediately.