

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1215 Session of 2014

INTRODUCED BY WHITE, YUDICHAK, SOLOBAY, VOGEL, WOZNIAK, TEPLITZ,
BOSCOLA, BLAKE, COSTA AND WARD, JANUARY 17, 2014

REFERRED TO JUDICIARY, JANUARY 17, 2014

AN ACT

Amending Titles 16 (Counties) and 42 (Judiciary and Judicial
Procedure) of the Pennsylvania Consolidated Statutes by:

--In Title 16:

In general provisions:

In salaries:

providing for counties of the third class,
for counties of the fourth class, for counties of
the fifth class, for counties of the sixth class,
counties of the seventh class, for counties of
the eighth class, for counties of the second
class, for recorder of deeds, for register of
wills, for court personnel and salaries, for
power of the county commissioners to fix salaries
of county officers, for multiple officeholders
and salaries and for salary of controller,
recorder of deeds and clerk of courts in counties
of the third class.

In fees:

providing for Orphans' Court in fifth through
eighth class counties, for Orphans' Court in
second through eighth class counties, for
additional fee for initiation in second class
counties, for prothonotaries and civil judicial
records offices in second class counties, for
establishment and modification of fees in second
class counties, for additional fee for initiation
in second class counties, for payment required,
for County Records Improvement Fund and for clerk
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 Article III, Section 24 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 the county commissioners to fix salaries of

1 county 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; and

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 court house 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, over 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 that
24 if two or more of the offices are held by one person, the
25 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; and

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, over 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; and

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; and

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; and

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

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

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

§ 1149. Register of wills.

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

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

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

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

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

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

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

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

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

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

(1) Perform the duties required by law.

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

(c) Reduction.--If the powers and duties of a register of wills office are transferred under 42 Pa.C.S. § 1905.1 (relating to county-level prothonotaries, clerks of the court, clerks of 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 the county commissioners to fix salaries of
24 county 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 ten days in advance of the special
9 public 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. §

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

§ 1152. Multiple officeholders and salaries.

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

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

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

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

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

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

SUBCHAPTER D

FEES

Sec.

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

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

1163. Additional fee for initiation in second class counties.

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

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

1166. Additional fee for initiation in second class counties.

1167. Payment required.

1168. County Records Improvement Fund.

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

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

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

(1) Accounts:

(i) Filing.

(ii) Recording.

(iii) Setting up printed copies of advertisement of accounts of trustees and guardians, including certificate of the clerk or director:

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

1 \$6.50.

2 (15) Issuing exemplification of record:

3 (i) First page, \$10.

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

5 (16) Extinguishing charge on lend, including certified
6 copy of final decree, \$10.

7 (17) Family settlement, \$12.50.

8 (18) Release, \$2 per name.

9 (19) Satisfaction of award, \$2.

10 (20) Guardian:

11 (i) Filing petition and appointment, \$10.

12 (ii) Filing and approval of bond, \$4.

13 (21) Marriage:

14 (i) License, including State tax, \$5.

15 (ii) Consent, 50¢.

16 (22) Order to pay, including filing petition for order
17 and order, \$6.50.

18 (23) Partition proceedings:

19 (i) One purpart, \$30.

20 (ii) Each additional purpart, \$4.

21 (24) Real estate or mortgage proceeding for distribution
22 of payment of debts:

23 (i) One purpart, \$10.

24 (ii) Each additional purpart, \$2.

25 (25) Specific performance of contract for sale of real
26 estate:

27 (i) Petition and order, \$10.

28 (ii) Seal of court, \$1.

29 (iii) Subpoena, \$2.

30 (26) Appraisement:

1 (i) Personal property:

2 (A) Filing petition, copying and appointment of
3 appraisers, \$6.50.

4 (B) Filing proof of publication and
5 confirmation, \$6.50.

6 (ii) Real property:

7 (A) Filing petition, copying and appointment of
8 appraisers, \$6.50.

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

11 (iii) Exemption of spouse or child:

12 (A) Personal property:

13 (I) Claim.

14 (II) Appraisement.

15 (III) Proof of publication.

16 (IV) Confirmation, \$5.

17 (B) Real property.

18 (I) Claim.

19 (II) Appraisement.

20 (III) Proof of publication.

21 (IV) Confirmation:

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

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

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

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

27 (A) Personal estate, \$6.50.

28 (B) Real estate:

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

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

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

3 § 1162. Orphans' Court in second through eighth class counties.

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

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

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

23 § 1164. Prothonotaries and civil judicial records offices in
24 second class counties.

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

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

29 (2) Appeals:

30 (i) Filing appeal to a court of Statewide

jurisdiction, \$50.

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

(3) Bonds, in surety or cash, approved by court or prothonotary or the director of the civil judicial records office, \$10.

(4) Certifications:

(i) Certification of certificate:

(A) For single page, \$8.

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

(ii) Exemplification:

(A) For single page, \$20.

(B) For each additional page

2.

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

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

(v) Additional copy, \$5.

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

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

(ii) excludes:

(A) trial and trial listing;

(B) judgment execution, attachment and revival;

and

1 (C) postjudgment paper.

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

3 (7) Defendant's filings:

4 (i) The filing, on behalf of a defendant or
5 additional defendant, of the first pleading or other
6 paper not otherwise provided for in this section, section
7 1165 or 1166, \$15. The fee under this subparagraph is a
8 composite fee which:

9 (A) includes the filing of all defendant's
10 pleadings, discovery or any other paper not otherwise
11 provided for in this section, section 1165 or 1166;
12 and

13 (B) excludes:

14 (I) trial and trial listing;

15 (II) judgment execution, attachment and
16 revival; and

17 (III) postjudgment paper.

18 (ii) Filings of separate initial pleadings by
19 multiple defendants require a separate fee.

20 (8) Eminent domain:

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

23 (ii) Initial fee for each premises, parcel or plot,
24 \$1.

25 (9) Fictitious individual and corporate names:

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

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

30 (iii) Subsequent filing under subparagraph (i) or

1 (ii), including cancellation, \$7.50.

2 (10) Funds on deposit.

3 (i) Receiving.

4 (ii) Distributing money paid into court.

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

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

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

9 (12) Judgment:

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

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

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

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

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

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

16 (13) Liens:

17 (i) Filing Federal tax lien, mechanic's lien or
18 lien not covered under this section, section 1165 or
19 1166, \$10. This subparagraph includes a waiver, a "to the
20 use of lien" and all indexing.

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

22 This subparagraph:

23 (A) includes a complaint to use claims, a writ
24 of scire facias, all pleadings, a default judgment, a
25 filing of a paper and indexing; and

26 (B) excludes revival.

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

28 (15) Interlocutory papers: filing interlocutory paper
29 not included in a composite fee, \$3.

30 (16) Filing interlocutory petition or motion not

1 included in a composite fee, \$10.

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

4 (18) Statutory filing partnership agreement or
5 association, including subsequent papers and termination,
6 \$30.

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

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

10 (21) Searches:

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

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

15 (iii) Fictitious and fictitious corporate name
16 searches:

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

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

23 (22) Subpoenas:

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

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

27 (iii) Service beyond four hours or fraction of four
28 hours, \$15.

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

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

2 (24) Filing satisfaction, discontinuance or termination
3 type paper, \$5.

4 (25) Trial and trial listings:

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

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

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

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

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

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

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

16 In counties of the second class, after April 7, 1982, the
17 prothonotary or director of civil judicial records office may
18 establish, modify or eliminate fees and charges with the
19 approval of the president judge.

20 § 1166. Additional fee for initiation in second class counties.

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

1 computerizing the office of the prothonotary or civil judicial
2 records office.

3 § 1167. Payment required.

4 The prothonotary or director of the civil judicial records
5 office shall receive a paper or perform a service until the
6 proper fee is paid.

7 § 1168. County Records Improvement Fund.

8 (a) Establishment.--There is established a County Records
9 Improvement Fund in counties of the second class A, third,
10 fourth, fifth, sixth, seventh and eighth classes and home rule
11 charter counties of these classes.

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

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

1 30, 1998, and every four years thereafter, unencumbered money
2 remaining in the separate fund shall be transferred to the
3 County Records Improvement Fund.

4 (2) The amount of \$2 shall be deposited in the County
5 Records Improvement Fund for use as prescribed in subsection
6 (c).

7 (c) Expenditure.--Funds deposited in the County Records
8 Improvement Fund shall be expended in accordance with a
9 comprehensive records management plan based on the goal of
10 standardizing and equalizing the capabilities of all county
11 offices consistent with their need to receive, manage and
12 provide information to the public as efficiently as possible.
13 The plan shall be developed and administered in the following
14 manner:

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

26 (2) The county commissioners or their equivalent in a
27 home rule charter county shall adopt and provide for
28 administration of a comprehensive records management plan
29 that is based on the recommendations of the committee and is
30 consistent with the goal established in this subsection. The

1 plan may be amended from time to time in consultation with
2 the committee.

3 (3) The County Records Improvement Fund shall be
4 expended and administered consistent with regular county
5 budgeting, contracting and procurement practices and
6 administrative procedures. The County Records Improvement
7 Fund shall be audited by the appropriate auditing agency and
8 any unexpended balance, together with interest earned on the
9 County Records Improvement Fund, shall be left in the County
10 Records Improvement Fund to accumulate from year to year.

11 § 1169. Clerk of courts or director of criminal judicial
12 records fee.

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

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

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

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

24 (i) shall be set annually by the clerk of courts or
25 the director of the criminal judicial records office by
26 January 1; and

27 (ii) when added to other fees charged, must bear a
28 reasonable relationship to the amount necessary to
29 maintain and operate the office of clerk of courts or the
30 criminal judicial records office.

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

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

4 (6) A fee of \$10 for any other matters filed in the
5 office and for each report prepared by the clerk or director.
6 No fee shall be charged under this paragraph for filing:

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

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

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

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

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

17 SUBCHAPTER E

18 PROTHONOTARY OR DIRECTOR FEES

19 Sec.

20 1171. Construction of terms.

21 1172. Fees in counties of the second class A, third class,
22 fourth class, fifth class, sixth class, seventh class
23 and eighth class, and in home rule counties.

24 1173. Increasing existing fees.

25 1174. Automation fee for prothonotary's office or civil
26 judicial records office or consolidated judicial
27 records office.

28 1175. Similar service, payment in advance and tax.

29 § 1171. Construction of terms.

30 The following apply to this chapter:

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

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

4 (3) Procedures involved in joinder of additional
5 defendants shall be considered as part of the original action
6 and not subject to separate charge.

7 (4) Garnishment proceedings shall not be considered as
8 commencement of a new action but shall be considered part of
9 execution.

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

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

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

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

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

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

28 (3) Filing assignment, \$5.

29 (4) Filing of building agreement, waiver or stipulation,
30 \$10.

1 (5) Certifications and exemplifications:

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

4 (A) First page, \$3.

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

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

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

9 (6) Commencement of action:

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

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

14 (B) when added to all other fees charged, must
15 bear a reasonable relationship to the amount
16 necessary to maintain and operate the office of the
17 prothonotary or civil judicial records office.

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

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

24 (7) Filing of praecipe for writ of execution, including
25 attachment and possession and any other method of execution
26 not provided for in this chapter and including incident
27 services, \$15.

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

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

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

3 (11) Poundage:

4 (i) For the handling of money paid into court for
5 each dollar of the first \$1,000, 3¢.

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

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

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

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

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

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

15 (14) For a search of a record or index, including
16 certification:

17 (i) Five years, \$5.

18 (ii) Each reference, \$1.

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

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

27 \$ 1173. Increasing existing fees.

28 (a) General rule.--In a county of the second class A, third
29 class, fourth class, fifth class, sixth class, seventh class and
30 eight class, including a home rule county of the same class, the

1 prothonotary or the director of the civil judicial records
2 office may increase a fee or charge that exists on the effective
3 date of this section with the approval of the president judge.
4 The amount of an increase may not be greater than the aggregate
5 of the Consumer Price Index from the month in which the fee was
6 last established through June 1998.

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

13 § 1174. Automation fee for prothonotary's office or civil
14 judicial records office or consolidated judicial
15 records office.

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

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

29 § 1175. Similar service, payment in advance and tax.

30 (a) Similar service.--A fee for a service not provided for

under this subchapter or included in another service shall be the same as for similar service.

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

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

SUBCHAPTER F

FEES FOR MUNICIPAL COURT OF PHILADELPHIA

Sec.

1181. Fee schedule.

1182. Fees for similar service.

1183. Fees required before a service is performed.

§ 1181. Fee schedule.

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

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

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

(3) Bail-piece, \$12.50.

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

(5) Bail forfeitures, \$12.50.

(6) Bench warrants, \$10.

(7) Bench warrants withdrawal, \$10.

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

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

1 (10) Certified copy of disposition of criminal case,
2 \$12.50.

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

4 (12) Common pleas court motion for new trial and in
5 arrest of judgment, \$10.

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

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

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

10 (16) Expungements, \$15.

11 (17) Felony, \$75.

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

14 (19) Filing, docketing and certifying any petitions,
15 applications or motions not provided for under this section,
16 \$12.50.

17 (20) Funeral petitions, \$12.50.

18 (21) Habeas corpus, \$10.

19 (22) Misdemeanor, \$50.

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

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

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

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

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

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

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

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

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

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

- (33) Return of confiscated property, \$12.50.
- (34) Any proceeding under Rule #1100 or #6013, \$12.50.
- (35) Reconsideration of sentence, \$12.50.
- (36) Short certificate and seal, \$5.
- (37) Subpoena and seal, \$2.
- (38) Nontraffic related summary citation, \$25.
- (39) Withdrawal of counsel, \$12.50.

§ 1182. Fees for similar service.

The fee for a service not provided for under this subchapter shall be, at the discretion of the clerk or the director, the same as for a similar service.

§ 1183. Fees required before a service is performed.

The clerk or the director may not be required to perform a service until the requisite fee is paid.

SUBCHAPTER G

FEES IN SECOND CLASS A COUNTIES

Sec.

1191. Fees charged and collected.

1192. Similar service, payment in advance and tax.

§ 1191. Fees charged and collected.

The fees to be charged and collected in second class A county by the clerk of courts or the director of the criminal judicial records office, or his or her counterpart in a home rule county of the second class A, shall be as follows:

(1) A fee of not less than \$35 nor more than \$150 for each proceeding in each misdemeanor and felony case disposed of at any time during or after trial.

(2) A fee of not less than \$20 nor more than \$125 for each proceeding in each misdemeanor and felony case disposed of before trial.

1 (3) The following shall apply:

2 (i) Except as provided under subparagraph (ii), a
3 fee referred to under paragraphs (1) and (2) shall be set
4 annually by the clerk of courts or the director of the
5 criminal judicial records office, or his counterpart in a
6 home rule county, on or before January 1 of each year.

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

12 (A) The office of clerk of courts or the
13 criminal judicial records office, or its counterpart
14 in a home rule county.

15 (B) The court administration's expenses
16 attributed to functions required to process criminal
17 actions.

18 (C) A reasonable share of the cost of
19 maintaining a public law library, as determined by
20 the commissioners.

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

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

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

30 (7) A fee of \$25 for the filing of an appeal from a

1 summary conviction before a magisterial district judge.

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

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

7 § 1192. Similar service, payment in advance and tax.

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

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

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

18 SUBCHAPTER H

19 REIMBURSEMENT

20 Sec.

21 1201. County court reimbursement.

22 § 1201. County court reimbursement.

23 Calculation and payment of a county court reimbursement shall
24 be as follows:

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

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

1 (ii) The calculated amounts in judicial districts
2 comprising more than one county shall be \$70,000 per
3 authorized position. The amount allocated to each county
4 shall be determined by the proportion of the county's
5 population in relation to the population of the entire
6 judicial district.

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

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

13 (v) Reimbursement shall be made to the county
14 treasurer and, in cities of the first class coterminous
15 with counties of the first class, to the city treasurer.

16 (2) The Court Administrator of Pennsylvania shall
17 calculate an amount estimated to be sufficient to pay for the
18 salary and benefits costs of personnel who are members of the
19 State judicial personnel system under 42 Pa.C.S. § 1905.1
20 (relating to county-level prothonotaries, clerks of the
21 court, clerks of the orphans' court division and selected
22 deputies). The amount shall be deducted from the
23 appropriation for county court reimbursements and used to
24 fund the costs as provided under 42 Pa.C.S. § 2805(b)
25 (relating to funding of judicial records offices).

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

1 (4) The appropriation made under this section shall be a
2 continuing appropriation and shall not lapse at the end of
3 the fiscal year. If a surplus resulting from the
4 overestimation of salary and benefits costs under paragraph
5 (2) occurs, the Court Administrator of Pennsylvania may make
6 an additional distribution of the surplus funds to be
7 calculated and paid as provided under paragraphs (1) and (3).

8 Section 2. The definitions of "administrative staff" and
9 "system and related personnel" in section 102 of Title 42 are
10 amended and the section is amended by adding definitions to
11 read:

12 § 102. Definitions.

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

18 * * *

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

26 * * *

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

30 * * *

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

4 * * *

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

9 "Director of the criminal judicial records office." The
10 officer selected by the president judge of a judicial district
11 to exercise the powers and perform the duties under Ch. 28
12 Subch. C.

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

14 (1) If the civil, criminal or orphans' court division
15 judicial records offices are consolidated into one office,
16 the officer selected by the president judge of a judicial
17 district under section 2807(f) (relating to consolidation of
18 judicial records offices) to exercise control over the
19 judicial records office.

20 (2) If the civil, criminal or orphans' court division
21 judicial records offices are not consolidated into one
22 office, the director of an individual judicial records
23 office.

24 "Director of the orphans' court judicial records office."
25 The officer selected by the president judge of a judicial
26 district to exercise the powers and perform the duties under Ch.
27 28 Subch. D (relating to orphans' court division judicial
28 records office).

29 * * *

30 "Judicial records office." The administrative staff of the

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

5 * * *

6 "Orphans' court judicial records office." The office having
7 the powers and duties under Ch. 28 Subch. D.

8 * * *

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

19 * * *

20 Section 3. Section 327(a) of Title 42, amended October 9,
21 2013 (P.L.609, No.73), is amended to read:

22 § 327. Oaths and acknowledgments.

23 (a) General ability.--Each judicial officer, each clerk of
24 court, each retired or senior judge, director of a judicial
25 records office, director of a civil judicial records office,
26 director of a criminal judicial records office, director of an
27 orphans' court division judicial records office and such other
28 personnel of the system and jurors as may be designated by or
29 pursuant to general rules may administer oaths and affirmations
30 and take acknowledgments. An acknowledgment may be taken by a

1 member of the bar of the Supreme Court of Pennsylvania if the
2 document is thereafter certified to an officer authorized to
3 administer oaths. Certification by an attorney shall be in
4 accordance with 57 Pa.C.S. Ch. 3 (relating to Revised Uniform
5 Law on Notarial Acts) and shall include the attorney's Supreme
6 Court identification number.

7 * * *

8 Section 4. Sections 1106, 1144, 1303, 1516, 1724(a)(5),
9 1725(c)(2), (3) and (6), (d)(11) and (e)(3), 1725.1(a.1),
10 1725.4(a)(1) and (b) and 1904(c)(2) and (4) and (d) of Title 42
11 are amended to read:

12 § 1106. Lien of judgments.

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

27 § 1144. Lien of judgment.

28 A judgment of the Pittsburgh Magistrates Court shall not
29 operate as a lien on real property until a transcript of the
30 record showing a final judgment of the Pittsburgh Magistrates

1 Court has been filed in the manner prescribed by general rules
2 in the office of the prothonotary or the appropriate judicial
3 records office of Allegheny County. After entry of the judgment,
4 the judgment shall, from the date of its entry, be a lien upon
5 real property to the same extent that judgment recovered in the
6 court of common pleas is a lien. No transcript of the record
7 shall be filed until 30 days after the entry of final judgment
8 by the Pittsburgh Magistrates Court. No execution against real
9 estate shall be issued by the Pittsburgh Magistrates Court.

10 § 1303. Signatures and dockets.

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

22 § 1516. Lien of judgment.

23 A judgment of a magisterial district judge shall not operate
24 as a lien on real property until a transcript of the record
25 showing a final judgment of a magisterial district judge has
26 been filed in the manner prescribed by general rules in the
27 office of the clerk of the court of common pleas or the
28 appropriate judicial records office of the county where the
29 property is situated, or in the office of the clerk or the
30 appropriate judicial records office of the branch of the court

1 of common pleas embracing such county. After such entry the
2 judgment shall, from the date of such entry, be a lien upon real
3 property to the same extent that judgment recovered in the court
4 of common pleas is a lien. No such transcript shall be filed
5 until after 30 days after the entry of final judgment by the
6 magisterial district judge. No execution against real estate
7 shall be issued by a magisterial district judge.

8 § 1724. Personnel of the system.

9 (a) General rule.--Except as provided in subsection (b), the
10 governing authority shall exercise general supervisory and
11 administrative authority over the personnel of the system,
12 including the power to:

13 * * *

14 (5) Determine, from time to time, the hours when the
15 office of the clerk or the judicial records office and the
16 administrative and central offices of the system shall open
17 and close.

18 * * *

19 § 1725. Establishment of fees and charges.

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

21 * * *

22 (2) The fees to be received by the Prothonotary on
23 behalf of the Trial Division and as Clerk of the Family
24 Division of the Court of Common Pleas in counties of the
25 first class shall be as follows:

26 (i) Appeals:

27 The filing of an appeal to the Supreme,
28 Superior or the Commonwealth Court,
29 including all services \$161.00
30 The filing of any other appeal,

including, but not limited to, an appeal
from an award in compulsory arbitration, an
appeal from administrative agencies,
petition for a writ of certiori, appeals
from the Municipal Court, appeals from the
Board of View and the Board of Revision of
Taxes 86.00

(This appeal fee is exclusive of
any jury listing fee set forth in
this act. This fee does not include
the costs of compensation of
arbitrators. (See Pa.R.C.P.
No.1308))

(ii) Certifications:

Any certification or certificate \$27.00
Any exemplification 54.00
If the same involves more than one
page, for each additional page 3.00

(A certificate or certification is
defined as the authentication of
any record by affixing the seal of
the court. Includes letters
rogatory and interrogatories to
commissioners.)

(iii) Commencement of actions:

Commencement of any civil action..... 172.00

(Commencement of action includes
the institution of any civil
action, divorce or adoption action
by writ of summons, complaint,

petition or report of intent to
adopt, the filing of any
partnership or association
agreements or any billing pursuant
to the Bulk Sale Act.)

(iv) Automation maintenance fee:

Parties - to be paid at time of
commencement of action, appeal or
defendant's first filing \$5.00

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

The funds generated by this computer
service charge shall be set aside by the
prothonotary or the director of the civil
judicial records office and remitted
monthly to the First Judicial District
procurement on behalf of the Court of
Common Pleas of the First Judicial
District. This fund shall be maintained in
a dedicated account which shall be used for
the development and implementation of
effective and efficient automation within
the Office of the Prothonotary or the civil
judicial records office as well as civil
computer hardware, services and programs in
the First Judicial District.

(v) Custody:

Custody, partial custody or visitation. \$32.00

Respondent's first responsive filing . . 16.00

Other motions and petitions - (See

1 petitions and motions)
2 Thirteen percent of the funds generated by the
3 charge under this subparagraph shall be
4 transmitted by the prothonotary or the director
5 of the civil judicial records office to the
6 Administrative Office to pay for the
7 implementation of section 1904 (relating to
8 availability of criminal charge information in
9 child custody proceedings).

10 (vi) Defendant's first filing:

11 The filing by or on behalf of any
12 defendant (or additional defendant) of an
13 entry of appearance, answer, preliminary
14 objections, writ to join (with entry of
15 appearance) or complaint against additional
16 defendant or any paper not otherwise
17 provided for in this paragraph. A pleading,
18 appearance or other paper not otherwise
19 provided for in this act filed on behalf of
20 more than one defendant shall require only
21 one fee. The filing of separate initial
22 pleadings by a defendant require a separate
23 fee \$86.00

24 (vii) Divorce:

25 Commencement of action - (See
26 commencement of actions)

27 Defendant's first filing - (See
28 defendant's first filing)

29 Other petitions and motions - (See
30 petitions and motions)

1	Praecipe to transmit:	\$43.00
2	Motion for appointment of permanent	
3	master	322.00
4	(viii) Eminent domain:	
5	Commencement of action by declaration	
6	of taking or petition for a board of view -	
7	(See commencement of actions)	
8	(x) Judicial education fee	\$1.00
9	There shall be added to every	
10	commencement of action fee and defendant's	
11	first filing fee the additional sum of	
12	\$1.00 for the purpose of providing funding	
13	for the continuing judicial education and	
14	training for members of the judiciary of	
15	the First Judicial District. The funds	
16	generated by this charge shall be set aside	
17	by the prothonotary <u>or director of the</u>	
18	<u>civil judicial records office</u> and remitted	
19	monthly to the First Judicial District	
20	procurement to be maintained in a separate	
21	account and used for judicial education and	
22	training.	
23	(xi) Judgments:	
24	Judgment by confession or complaint in	
25	confession of judgment (See Pa.R.C.P.	
26	Nos.2950-2974)	\$54.00
27	Entry of judgment from other	
28	jurisdiction	54.00
29	(xii) Liens and reimbursement agreements:	
30	The filing of any Federal tax lien,	

Commonwealth and municipal tax liens,
mechanics' lien or waiver of mechanics'
lien and any other lien not specifically
covered under this act \$21.00

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

(xiii) Petitions and motions:
The filing of any petition or motion,
excluding commencement of action (See
commencement of actions) \$27.00

(xiv) Name search \$38.00

(xv) Subpoena:
Issuance of subpoena as authorized by
Pa.R.C.P. No.234.2 \$5.00

Producing a record in response to
subpoena based on four-hour service or
fraction thereof \$43.00

Service beyond four hours, per hour or
fraction thereof 11.00

For each mile traveled (round trip) for
service out of county 00.365

(xvi) Trial listing/jury demand \$161.00

(xvii) Record retention fee \$1.00

A record retention fee shall be added
to every motion or petition, excluding a
motion or petition which constitutes an
initial filing, the additional sum of \$1.00
for the purpose of providing funding to
establish and maintain a record retention

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

9 (xviii) Prothonotary or director of the
10 civil judicial records office automation
11 development fee \$5.00

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

29 (xix) The prothonotary or director of the
30 civil judicial records office is authorized,

1 with the approval of the President Judge, to
2 establish fees for services required by statute
3 or general rule which are not specifically
4 provided for in this paragraph. Any fees so
5 established shall be the same as those imposed
6 for similar services. The prothonotary or
7 director of the civil judicial records office
8 shall not be required to receive any paper or
9 perform any service until the proper fee is
10 paid.

11 (xx) Refunds:

12 There will be no refund of any amount
13 less than \$15. The jury fee when paid shall
14 not be refunded.

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

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

1 (xxiii) The fees enumerated in this
2 paragraph shall be exclusive of any tax, law
3 library surcharge or any other surcharge or
4 assessment existing or hereafter levied.

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

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

1 (xiv) Writ of revival \$6.00
 2 (xv) Record retention fee \$1.00
 3 There shall be added to every motion the additional
 4 sum of \$1 for the purpose of providing funding for
 5 establishing and maintaining a record retention
 6 program for the First Judicial District. The funds
 7 generated by this charge shall be set aside by the
 8 prothonotary or the director of the civil judicial
 9 records office and remitted monthly to the First
 10 Judicial District procurement to be maintained in a
 11 separate account and used for record retention
 12 purposes.
 13 (xvi) Automation fee:
 14 (A) Initial pleading in all civil
 15 actions and landlord tenant actions \$5.00
 16 (B) All civil petitions and motions ... \$2.00
 17 The funds generated by this automation fee shall
 18 be set aside by the prothonotary or the director
 19 of the civil judicial records office and
 20 remitted monthly to the First Judicial District.
 21 (xvii) The fees enumerated in this
 22 paragraph do not cover any costs for services
 23 performed by the sheriff or other writ server.
 24 Service of initial process shall be \$27. All
 25 other fees of the sheriff or other writ server
 26 shall be in accordance with the sheriff's fee
 27 bill applicable to Philadelphia County.
 28 (xviii) The commencement of any action or
 29 proceeding as well as complaints and all writs
 30 shall be exempt from any library fee or taxes.

1 * * *

2 (6) (i) In counties of the first class, there
3 shall be charged and set apart by the officers
4 receiving the fees fixed under this section an
5 amount equal to 20% of the filing fees at the
6 time in effect for the probate of wills, the
7 issue of letters testamentary, the issue of
8 letters of administration and the filing of
9 accounts with the register of wills, the filing
10 of accounts of trustees and guardians, and of
11 all filings in the office of the prothonotary or
12 the civil judicial records office of the court
13 of common pleas of the county.

14 (ii) The provisions of this paragraph shall
15 not apply to any actions taken or initiated by
16 any political subdivision.

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

24 (d) Counties of the second class.--In counties of the second
25 class, the prothonotary and the clerk of the orphans' court
26 division, or the directors of the civil and orphans' court
27 division judicial records offices, shall set apart from the fees
28 fixed in this subsection or under any other statute and
29 collected by them on the following actions, proceedings and
30 appeals and remit monthly the total collected to the county

1 treasurer for the exclusive use and benefit of the public law
2 library in the county:

3 * * *

4 (11) The sum of \$1 for the filing of an account of
5 fiduciary in the office of the clerk of the orphans' court
6 division [or in], the office of the prothonotary, the civil
7 judicial records office or the orphans' court division
8 judicial records office.

9 * * *

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

20 * * *

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

24 § 1725.1. Costs.

25 * * *

26 (a.1) Custody cases.--Except as provided in section 1725(c)
27 (2)(v) (relating to establishment of fees and charges) and
28 subject to subsection (f), in a custody case, the court of
29 common pleas shall, in addition to the cost provided by general
30 rule, assess a cost of \$5. Eighty percent of the funds generated

1 by the charge under this subsection shall be transmitted by the
2 prothonotary or the director of the civil judicial records
3 office to the Administrative Office to pay for the
4 implementation of section 1904 (relating to availability of
5 criminal charge information in child custody proceedings).

6 * * *

7 § 1725.4. Fee increases and automation fee.

8 (a) Increasing existing fees.--

9 (1) In counties of the second class A and the third
10 through eighth class, including home rule counties of the
11 same class, the clerk of courts or a director of a civil,
12 criminal or orphans' court division judicial records office
13 may increase any fee or charge that exists as of the
14 effective date of this section with the approval of the
15 president judge. The amount of any increase may not be
16 greater than the aggregate of the consumer price index from
17 the month in which the fee was last established through June
18 1998.

19 * * *

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

1 and continued automation update of the office of the clerk of
2 courts or the judicial records office.

3 § 1904. Availability of criminal charge information in child
4 custody proceedings.

5 * * *

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

13 * * *

14 (2) The application must be filed with the prothonotary
15 or director of the civil judicial records office by one of
16 the following methods:

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

23 (ii) By mailing a notarized application using first
24 class mail.

25 (iii) By including the application with the original
26 complaint, initial response or any other pleading or
27 motion filed with the prothonotary or the director of the
28 civil judicial records office.

29 * * *

30 (4) Applications shall be made available through county

1 prothonotaries or directors of civil judicial records
2 offices.

3 (d) Verification of application.--The prothonotary or
4 director of the civil judicial records office shall verify and
5 transmit the application to the Administrative Office within six
6 business days.

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

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

12 * * *

13 Section 5. Title 42 is amended by adding a section to read:
14 § 1905.1. County-level prothonotaries, clerks of the courts,
15 clerks of orphans' court divisions and selected
16 deputies.

17 (a) Applicability.--

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

1 (2) This section shall apply in those counties where one
2 or more of the offices described in paragraph (1) is combined
3 with either the office of the register of wills or the
4 recorder of deeds or both. In such counties the powers and
5 duties of all other offices held in conjunction with the
6 prothonotary, clerk of the courts and clerk of the orphans'
7 court division office shall be transferred as provided in
8 this section.

9 (b) Transfer of elected officials.--

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

15 (i) An elected official described in subsection (a)
16 holding office on the effective date of this section may
17 elect to transfer to the State judicial personnel system
18 and be compensated by the Commonwealth through the
19 Administrative Office of Pennsylvania Courts from funds
20 authorized for that purpose prior to the expiration of
21 his or her term by transmitting written notice of
22 election to the Court Administrator of Pennsylvania.
23 Upon receipt of the notice of election, the Court
24 Administrator will assign the official a date when their
25 transfer will become effective. On the date they become
26 State judicial personnel system employees, individuals
27 holding these or equivalent offices shall cease to be
28 officers of their respective counties.

29 (ii) An elected official described in subsection (a)
30 holding office on the effective date of this section may

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

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

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

1 (1) All powers and duties held by the elected official
2 and the official's offices under the Constitution of
3 Pennsylvania or existing statute or general rule shall be
4 transferred to the unified judicial system and placed under
5 the supervision and control of the president judge of the
6 judicial district.

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

12 (3) The powers and duties formerly held by the
13 transferred office shall be transferred to the appropriate
14 office as provided in Chapter 27.

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

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

26 (1) As of a date the Court Administrator of Pennsylvania
27 shall establish, the following shall be transferred to the
28 unified judicial system and placed under the supervision and
29 control of the president judge of the judicial district:

30 (i) Powers and duties held by a prothonotary's

1 office, clerk of the courts office, clerk of the orphans'
2 court division office or an equivalent office in a home
3 rule or optional plan of government that is supervised by
4 an appointed official in accordance with the Constitution
5 of Pennsylvania or existing statute or general rule.

6 (ii) All equipment, materials, supplies, facilities
7 and moneys under their control.

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

20 (f) Compensation.--The Administrative Office of Pennsylvania
21 Courts shall establish salaries and other compensation for those
22 individuals entering the State judicial personnel system under
23 this section.

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

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

2 (1) If a vacancy occurs in an office included in the
3 State judicial personnel system under this section, the
4 vacancy shall be filled, subject to the approval of the
5 Supreme Court, by the president judge with the prior approval
6 of the Court Administrator of Pennsylvania.

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

11 (3) The Court Administrator of Pennsylvania, with the
12 approval of the Supreme Court, shall establish standards and
13 qualifications for individuals appointed to fill vacancies
14 under paragraph (1).

15 (i) Applicable personnel policies.--As of the date of
16 transfer, a person transferred in accordance with this section
17 shall be subject to all policies governing the personnel of the
18 unified judicial system.

19 Section 6. Section 2504(a) of Title 42 is amended to read:
20 § 2504. Letters of attorney.

21 (a) General rule.--All letters of attorney authorizing acts
22 relating to instruments or judgments may, if duly acknowledged,
23 be filed in the office of the clerk of the court of common pleas
24 or the appropriate judicial records office of any county. Such
25 filing shall be deemed a recording for the purposes of section
26 6106 (relating to certified exemplifications of records).

27 * * *

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

29 CHAPTER 28

30 JUDICIAL RECORDS OFFICES

1 Subch.

2 A. Preliminary Provisions

3 B. Civil Judicial Records Office

4 C. Criminal Judicial Records Office

5 D. Orphans' Court Division Judicial Records Office

6 SUBCHAPTER A

7 PRELIMINARY PROVISIONS

8 Sec.

9 2801. Purpose and scope of chapter.

10 2801.1. Definitions.

11 2802. Place of filing of documents.

12 2803. Responsibility for creation, entry, maintenance and
13 certification of data and certification of amicable
14 judgments.

15 2804. Responsibility for reports to executive agencies.

16 2805. Funding of judicial records offices.

17 2806. Supervision of judicial records offices by the president
18 judge.

19 2807. Consolidation of judicial records offices.

20 § 2801. Purpose and scope of chapter.

21 (a) Purpose.--The purpose of this chapter is to facilitate
22 the prompt, fair and efficient administration of justice by
23 transitioning the powers and duties held by the prothonotaries,
24 clerks of the courts and clerks of orphans' court divisions into
25 judicial records offices consisting of a civil judicial records
26 office, a criminal judicial records office and an orphans' court
27 division 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).

30 (b) Scope.--The provisions of this chapter shall apply to

1 those counties where some or all of the powers and duties
2 formerly held by the office of the clerk of the court of common
3 pleas, or its equivalent office, have been transferred to the
4 judicial records office under section 1905.1.

5 (c) Effect of other provisions of law.--The provisions of
6 this chapter shall not be subject to any inconsistent statute,
7 home rule charter or optional plan of government in effect or
8 subsequently adopted.

9 § 2801.1. Definitions.

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

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

17 § 2802. Place of filing of documents.

18 Where jurisdiction of any matter is by law vested in a court
19 of common pleas or Philadelphia Municipal Court, all
20 applications for relief or other documents relating to the
21 matter shall be filed in or transferred to the appropriate
22 office specified under this chapter.

23 § 2803. Responsibility for creation, entry, maintenance and
24 certification of data and certification of amicable
25 judgments.

26 The following shall apply:

27 (1) The directors of the civil judicial records office,
28 the criminal judicial records office and the orphans' court
29 division judicial records office shall:

30 (i) Be responsible for the accurate and timely

creation, entry, maintenance and certification of the
record of matters pending before or determined by the
courts of common pleas and the Philadelphia Municipal
Court, including data and reports relating thereto.

(ii) Within 30 days after the entry of any money
judgment, other than upon a verdict or after a decision
by a court, deliver to the authorities who assess for
county tax purposes in the county where the judgment was
entered all of the following information:

(A) The date the judgment was entered.

(B) The amount of the judgment.

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

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

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

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

§ 2804. Responsibility for reports to executive agencies.

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

(b) Insurance Department.--The directors of the civil and
orphans' court judicial records offices shall make to the

Insurance Department such periodic or special reports concerning matters commenced against any person subject to the supervision of the Insurance Department as the Insurance Department may specify by regulation.

(c) Office of Attorney General.--The directors of the civil and criminal judicial records offices shall make to the Office of Attorney General such periodic or special reports concerning criminal matters as the Office of Attorney General may specify by regulation.

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

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

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

1 (g) Superseding administrative office procedures and
2 standards.--The manner of making any informational report
3 required by or under subsections (a), (b), (c), (d) and (e) or
4 by or under any other similar statute by the civil, criminal or
5 orphans' court judicial records office may be modified by
6 procedures and standards prescribed under section 4301 (relating
7 to establishment and maintenance of judicial records) with the
8 approval of the Office of Attorney General.
9 § 2805. Funding of judicial records offices.

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

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

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

1 and services furnished by county).

2 (d) Access to leave surplus.--If the funding provided under
3 this section is not sufficient to pay the salary and benefit
4 costs of individuals transferred under section 1905.1, the Court
5 Administrator may access the surplus of the fund established
6 under section 2397(d) (relating to county payments for certain
7 leave), if any surplus exists.

8 § 2806. Supervision of judicial records offices by the
9 president judge.

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

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

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

26 (3) Request consolidation of two or more judicial
27 records offices under section 2807 (relating to consolidation
28 of judicial records offices).

29 § 2807. Consolidation of judicial records offices.

30 (a) General rule.--Except as provided in subsection (b), in

1 the interests of fair, prompt and efficient administration of
2 justice, the Supreme Court may order that a judicial district's
3 judicial records offices be consolidated. The Supreme Court may
4 consolidate offices under this section upon request of the Court
5 Administrator of Pennsylvania or the president judge of the
6 judicial district or upon its own motion.

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

16 (c) Matters filed in the consolidated office.--Upon
17 consolidation, matters previously filed in the separate offices
18 that comprise the consolidated office shall be filed in the
19 consolidated office.

20 (d) Multi-county judicial districts.--In judicial districts
21 comprised of more than one county, judicial records offices from
22 separate counties may be combined provided an office to receive
23 filings is maintained in each county.

24 (e) Name of the consolidated office.--If the judicial
25 records offices are consolidated, the new office shall be known
26 as the "Judicial Records Office of (the respective) County." If
27 judicial records offices are consolidated, any reference in this
28 chapter to an individual office comprising the consolidated
29 office shall be read as referring to the consolidated office.

30 (f) Director of the consolidated office.--If judicial

1 records offices are consolidated under this section, there shall
2 be one director to supervise the consolidated office. The
3 director of a consolidated office shall have all of the powers
4 and duties described in this chapter of a director of the
5 individual offices that comprise the consolidated office. The
6 director shall be known as the "Director of the (name of
7 consolidated office)."

8 (g) Offices consolidated prior to transfer.--The following
9 shall apply:

10 (1) If two or more of the offices governed by Chapter 27
11 (relating to office of the clerk of the court of common
12 pleas) were consolidated prior to transfer under section
13 1905.1, they shall remain consolidated following transfer
14 unless they are deconsolidated under subsection (h).

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

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

24 (i) Division.--

25 (1) The business of the administrative staff shall be
26 divided among the personnel of the civil judicial records
27 office, the criminal judicial records office and orphans'
28 court division judicial records office in the manner provided
29 under this chapter unless two or more of the offices were
30 consolidated prior to transfer under section 1905.1 or were

1 consolidated after transfer under section 2807 (relating to
2 consolidation of judicial records offices).

3 (2) For the purposes of this subsection, the
4 administrative staff shall mean the administrative staff of
5 the courts of common pleas and the Philadelphia Municipal
6 Court responsible for the receipt of documents transmitted to
7 the court by litigants and the transmission of notice of
8 orders entered by and process issued under the authority of
9 the court.

10 SUBCHAPTER B

11 CIVIL JUDICIAL RECORDS OFFICE

12 Sec.

13 2811. Applicability.

14 2812. Director of the civil judicial records office.

15 2813. Selection and removal of the director of the civil
16 judicial records office.

17 2814. Seal.

18 2815. Civil judicial records office.

19 2816. Staff of the civil judicial records office.

20 2817. Matters or documents filed in the civil judicial records
21 office.

22 2818. Powers and duties of the civil judicial records office.

23 2818.1. Incorrect debtor identified.

24 2819. Criminal, probate, estates and fiduciary matters.

25 § 2811. Applicability.

26 The provisions of this subchapter shall apply to those
27 counties where the powers and duties formerly held by the office
28 of the prothonotary, or its equivalent office if the office
29 holding the powers and duties set forth under Subchapter B of
30 Chapter 27 (relating to prothonotaries) is called by another

name or combined with other offices, have been transferred to the civil judicial records office under section 1905.1 (relating to county-level prothonotaries, clerks of the courts, clerks of orphans' court divisions and selected deputies) as directors.

§ 2812. Director of the civil judicial records office.

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

(b) Director of consolidated offices.--If the office with the powers and duties of the civil judicial records office under this subchapter is consolidated with one or more other judicial records offices, the director of the civil judicial records office shall also be the director of the other office or offices which comprise the consolidated office and shall be designated as provided under section 2807(f) (relating to consolidation of judicial records offices).

(c) Multi-county judicial districts.--In multi-county judicial districts to which this subchapter applies, the director of the civil judicial records office shall be the director of the civil judicial records office of the branch of the court of common pleas established for the county in which the office is located unless the offices have been consolidated under section 2807(d).

(d) Philadelphia.--In the first judicial district, the civil judicial records office shall be structured as directed by the

administrative governing board of the first judicial district or
by the Supreme Court.

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

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

§ 2814. Seal.

The director of the civil judicial records office shall have
custody of a counterpart of the seal of the court or courts for
which he is the director of the civil judicial records office.

§ 2815. Civil judicial records office.

(a) General rule.--There shall be a civil judicial records
office in each county of this Commonwealth to which this
subchapter applies which shall be supervised by the director of
the civil judicial records office for the county who shall,
either personally, by deputy or by other duly authorized
employees or agents of the office, exercise the powers, and
perform the duties by law vested in and imposed upon the
director of the civil judicial records office or the civil
judicial records office. The civil judicial records office may
be consolidated with one or more other offices under section
2807 (relating to consolidation of judicial records offices).

(b) Facilities and services.--The civil judicial records
office shall be provided with all necessary accommodations,
goods and services under sections 2805 (relating to funding of
judicial records offices) and 3722 (relating to general
facilities and services furnished by county).

1 § 2816. Staff of the civil judicial records office.

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

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

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

19 (2) The director of the civil judicial records office
20 may, subject to the approval of the president judge of the
21 judicial district and except as otherwise provided by
22 statute, home rule charter or optional plan of government,
23 fix the duties of the staff of the civil judicial records
24 office.

25 § 2817. Matters or documents filed in the civil judicial
26 records office.

27 All matters or documents required or authorized to be filed
28 in the judicial records office of the county shall be filed in
29 the civil judicial records office except:

30 (1) Matters or documents specified under section 2756

1 (relating to matters or documents filed in the office of the
2 clerk of the courts) or 2827 (relating to matters or
3 documents filed in the criminal judicial records office).

4 (2) Matters or documents specified under section 2776
5 (relating to matters or documents filed in the office of the
6 clerk of the orphans' court division) or 2837 (relating to
7 matters or documents filed in the orphans' court division
8 judicial records office).

9 § 2818. Powers and duties of the civil judicial records office.

10 The civil judicial records office shall have the power and
11 duty to:

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

16 (2) Affix and attest the seal of the court or courts to
17 all the process thereof and to the certifications and
18 exemplifications of all documents and records pertaining to
19 the civil judicial records office and the business of the
20 court or courts of which it is the civil judicial records
21 office.

22 (3) Enter all civil judgments, including judgments by
23 confession.

24 (4) Enter all satisfactions of civil judgments.

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

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

1 optional plan of government.

2 § 2818.1. Incorrect debtor identified.

3 (a) Procedure.--A creditor that files for a judgment by
4 confession under section 2818(3) (relating to powers and duties
5 of the civil judicial records office) shall comply with the
6 Pennsylvania Rules of Civil Procedure regarding confession of
7 judgment, including any notice provisions. A debtor who has been
8 incorrectly identified and had a confession of judgment entered
9 against the debtor may petition the court for costs and
10 reasonable attorney fees as determined by the court.

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

16 (c) Applicability.--This section shall apply to all
17 confessions of judgment entered in the civil judicial records
18 office or in the county prothonotary's office prior to the
19 transfer of powers and duties under section 1905.1 (relating to
20 county-level prothonotaries, clerks of the courts, clerks of
21 orphans' court divisions and selected deputies) as directors.

22 § 2819. Criminal, probate, estates and fiduciary matters.

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

26 (1) Subchapter C (relating to criminal judicial records
27 office), where no separate clerk of the courts was authorized
28 for the county prior to the transfer of powers and duties
29 under section 1905.1 (relating to county-level
30 prothonotaries, clerks of the courts, clerks of orphans'

1 court divisions and selected deputies) as directors or the
2 offices were subsequently consolidated under section 2807
3 (relating to consolidation of judicial records offices).

4 (2) Subchapter D (relating to the orphans' court
5 division judicial records office), where no separate clerk of
6 the orphans' court division was authorized for the county
7 prior to the transfer of powers and duties under section
8 1905.1 or the offices were subsequently consolidated under
9 section 2807.

10 (b) Criminal matters.--Except as provided under subsection
11 (a)(1), the civil judicial records office shall not exercise the
12 powers and perform the duties of the criminal judicial records
13 office if the powers and duties of that office have been
14 transferred under section 1905.1 or the office of the clerk of
15 the courts if the powers and duties have not been transferred.

16 (c) Probate, estates and fiduciary matters.--Except as
17 provided under subsection (a)(2), the civil judicial records
18 office shall not exercise the powers and perform the duties of
19 the orphans' court judicial records office if the powers and
20 duties of that office have been transferred under section 1905.1
21 or the office of the clerk of the orphans' court division if the
22 powers and duties have not been transferred.

23 SUBCHAPTER C

24 CRIMINAL JUDICIAL RECORDS OFFICE

25 Sec.

26 2821. Applicability of this subchapter.

27 2822. Director of the criminal judicial records office.

28 2823. Selection and removal of the director of the criminal
29 judicial records office.

30 2824. Seal.

1 2825. Criminal judicial records office.

2 2826. Staff of the criminal judicial records office.

3 2827. Matters or documents filed in the criminal judicial
4 records office.

5 2828. Powers and duties of the criminal judicial records
6 office.

7 § 2821. Applicability of this subchapter.

8 The provisions of this subchapter shall apply to those
9 counties where the powers and duties formerly held by the clerk
10 of the courts, or its equivalent office if the office holding
11 the powers and duties set forth under Subchapter C of Chapter 27
12 (relating to clerks of the courts) is called by another name or
13 combined with other offices, have been transferred to the
14 criminal judicial records office under section 1905.1 (relating
15 to county-level prothonotaries, clerks of the courts, clerks of
16 orphans' court divisions and selected deputies) as directors.

17 § 2822. Director of the criminal judicial records office.

18 (a) General rule.--Except as otherwise provided under this
19 section, in each county of this Commonwealth to which this
20 subchapter applies, there shall be one director of the criminal
21 judicial records office for the county, who shall be known as
22 the "Director of the Criminal Judicial Records Office of (the
23 respective) County." The director of the criminal judicial
24 records office shall be under the supervision and control of the
25 president judge of the judicial district.

26 (b) Director of consolidated offices.--If the office with
27 the powers and duties of the criminal judicial records office
28 under this subchapter is consolidated with one or more other
29 judicial records offices, the director of the criminal judicial
30 records office shall also be the director of the other office or

offices which comprise the consolidated office and shall be as designated as provided in section 2807(f) (relating to consolidation of judicial records offices).

(c) Multi-county judicial districts.--In multi-county judicial districts to which this subchapter applies, the director of the criminal judicial records office shall be the director of the criminal judicial records office of the branch of the court of common pleas established for the county in which the office is located unless the offices have been consolidated under section 2807(d).

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

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

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

§ 2824. Seal.

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

§ 2825. Criminal judicial records office.

(a) General rule.--There shall be a criminal judicial records office in each county of this Commonwealth to which this subchapter applies, which shall be supervised by the director of

1 the criminal judicial records office for the county who shall,
2 either personally, by deputy or by other duly authorized
3 employees or agents of the office, exercise the powers, and
4 perform the duties by law vested in and imposed upon the
5 director of the criminal judicial records office or the criminal
6 judicial records office. The criminal judicial records office
7 may be consolidated with one or more other offices under section
8 2807 (relating to consolidation of judicial records offices).

9 (b) Facilities and services.--The criminal judicial records
10 office shall be provided with all necessary accommodations,
11 goods and services under sections 2805 (relating to funding of
12 judicial records offices) and 3722 (relating to general
13 facilities and services furnished by county).

14 § 2826. Staff of the criminal judicial records office.

15 (a) General rule.--The director of the criminal judicial
16 records office may, subject to the approval of the president
17 judge of the judicial district, appoint and remove such deputies
18 and other administrative staff of the criminal judicial records
19 office who are not members of the State judicial personnel
20 system as may be necessary.

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

22 (1) The director of the criminal judicial records office
23 may, subject to the approval of the president judge of the
24 judicial district and except as otherwise provided by
25 statute, home rule charter or optional plan of government,
26 fix the compensation of the staff of the director's office
27 who are not members of the State judicial personnel system.
28 Where the compensation of the staff of the criminal judicial
29 records office is fixed by a county salary board, the
30 director shall be a member of the salary board for such

1 purpose.

2 (2) The director of the criminal 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 duties of the staff of the criminal judicial records
7 office.

8 § 2827. Matters or documents filed in the criminal judicial
9 records office.

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

13 (1) Criminal matters, including all related motions and
14 filings.

15 (2) Road, liquor, municipal and other miscellaneous
16 civil matters formerly within the jurisdiction of the courts
17 of oyer and terminer, general jail delivery and quarter
18 sessions of the peace.

19 (3) Other matters to the extent provided by law or the
20 local ordinance or resolution creating or recognizing the
21 cause of action.

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

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

25 (2) The director of the criminal judicial records office
26 of any county may file in the civil judicial records office
27 or the office of the prothonotary, whichever is applicable in
28 the county, a written waiver of all or any part of subsection
29 (a)(2) and (3), whereupon the provisions so waived shall not
30 be applicable in the county.

1 § 2828. Powers and duties of the criminal judicial records

2 office.

3 The criminal 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 criminal judicial records office and the business of the
13 court or courts of which it is the criminal judicial records
14 office.

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

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

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

24 SUBCHAPTER D

25 ORPHANS' COURT DIVISION JUDICIAL RECORDS OFFICE

26 Sec.

27 2831. Applicability of this subchapter.

28 2832. Director of the orphans' court division judicial records
29 office.

30 2833. Selection and removal of director of the orphans' court

1 division judicial records office.

2 2834. Seal.

3 2835. Orphans' court division judicial records office.

4 2836. Staff of the orphans' court division judicial records
5 office.

6 2837. Matters or documents filed in the orphans' court division
7 judicial records office.

8 2838. Powers and duties of the orphans' court division judicial
9 records office.

10 § 2831. Applicability of this subchapter.

11 The provisions of this subchapter shall apply to counties
12 where the powers and duties formerly held by the clerk of the
13 orphans' court division, or its equivalent office if the office
14 holding the powers and duties set forth in Subchapter D of
15 Chapter 27 (relating to clerks of orphans' court divisions) is
16 referred to by another name or combined with other offices, have
17 been transferred to the orphans' court division judicial records
18 office under section 1905.1. (relating to county-level
19 prothonotaries, clerks of the courts, clerks of orphans' courts
20 division and selected deputies).

21 § 2832. Director of the orphans' court division judicial
22 records office.

23 (a) General rule.--There shall be a director of the orphans'
24 court division judicial records office for the orphans' court
25 division of the court of common pleas, who shall be known as the
26 "Director of the Orphans' Court Division Judicial Records Office
27 of (the respective) County." The director of the orphans' court
28 division judicial records office shall be under the supervision
29 and control of the president judge of the judicial district.

30 (b) Director of consolidated offices.--If the office with

1 the powers and duties of the orphans' court division judicial
2 records office under this subchapter is consolidated with one or
3 more other judicial records offices, the director of the
4 orphans' court division judicial records office shall also be
5 the director of the other office or offices which comprise the
6 consolidated office and shall be as designated as provided in
7 section 2807(f) (relating to consolidation of judicial records
8 offices).

9 (c) Multi-county judicial districts.--In multi-county
10 judicial districts to which this subchapter applies, the
11 director of the orphans' court division judicial records office
12 shall be the director of the orphans' court division judicial
13 records office of the branch of the court of common pleas
14 established for the county in which the office is located unless
15 the offices have been consolidated under section 2807(d).

16 § 2833. Selection and removal of director of the orphans' court
17 division judicial records office.

18 The director of the orphans' court division judicial records
19 office shall be selected and removed in the manner provided
20 under section 1905.1 (relating to county-level prothonotaries,
21 clerks of the courts, clerks of orphans' court divisions and
22 selected deputies).

23 § 2834. Seal.

24 The director of the orphans' court division judicial records
25 office shall have custody of a counterpart of the seal of the
26 court or courts for which he is the director of the orphans'
27 court division judicial records office.

28 § 2835. Orphans' court division judicial records office.

29 (a) General rule.--There shall be an orphans' court division
30 judicial records office in each county of this Commonwealth to

1 which this subchapter applies, which shall be supervised by the
2 director of the orphans' court division judicial records office
3 for the county. The director of the orphans' court division
4 judicial records office shall either personally, by deputy or
5 other duly authorized employees or agents of the office,
6 exercise the powers and perform the duties by law vested in and
7 imposed upon the director of the orphans' court division
8 judicial records office or the orphans' court division judicial
9 records office. The orphans' court division judicial records
10 office may be consolidated with one or more other offices under
11 section 2807 (relating to consolidation of judicial records
12 offices).

13 (b) Necessities.--The orphans' court division judicial
14 records office shall be provided with all necessary
15 accommodations, goods and services under sections 2805 (relating
16 to funding of judicial records offices) and 3722 (relating to
17 general facilities and services furnished by county).

18 § 2836. Staff of the orphans' court division judicial records
19 office.

20 (a) General rule.--The director of the orphans' court
21 division judicial records office may, subject to the approval of
22 the president judge of the judicial district, appoint and remove
23 deputies and other administrative staff of the orphans' court
24 division judicial records office who are not members of the
25 State judicial personnel system as may be necessary.

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

director's office who are not members of the State judicial personnel system. Where the compensation of the staff of the orphans' court division judicial records office is fixed by a county salary board, the director shall be a member of the salary board for such purpose.

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

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

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

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

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

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

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

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

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

5 (5) Exercise the authority of the director of the
6 orphans' court division judicial records office as an officer
7 of the court.

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

13 Section 8. Sections 3115, 3721(a)(3) and (c)(2)(ii) and
14 (iii), 3733(a.1)(1)(ii), (iii) and (v), 4302(a) and (b),
15 4303(a), 4305(b), 4306(b) and (c), 4327(e), 4411(b), 4431(b) and
16 4553(b)(2) of Title 42 are amended to read:

17 § 3115. Certification of successful completion of course of
18 training.

19 Upon the successful completion of the course of training and
20 instruction and examination, the Administrative Office shall
21 issue to a person elected or appointed as a magisterial district
22 judge, arraignment court magistrate or judge a certificate in
23 the form prescribed by the board, certifying that such person is
24 qualified to perform his duties as required by the Constitution
25 of Pennsylvania. Such certificate shall be filed in the office
26 of the clerk or the judicial records office of the court of
27 common pleas of the judicial district embracing the district to
28 be served by the magisterial district judge, arraignment court
29 magistrate or judge.

30 § 3721. County judicial center or courthouse.

1 (a) General rule.--There shall be maintained at the county
2 seat of each county a facility known as the county judicial
3 center, which may be the existing county courthouse. The
4 facility shall provide accommodations and supporting facilities
5 and services for the following functions, agencies and units of
6 or related to the unified judicial system:

7 * * *

8 (3) The office of the clerk or the judicial records
9 office of the court of common pleas of the district and the
10 administrative staff of the court, including the offices of
11 the prothonotary, clerk of the courts and clerk of the
12 orphans' court division, and the civil, criminal and orphans'
13 court division judicial records offices.

14 * * *

15 (c) Child-care facilities.--

16 * * *

17 (2) If a child-care facility is provided under paragraph
18 (1):

19 * * *

20 (ii) In addition to any other court cost or filing
21 fee authorized to be collected by law, an additional fee
22 of \$5 shall be charged and collected by the prothonotary,
23 clerk of orphans' court, director of the civil judicial
24 records office, director of the orphans' court division
25 judicial records office and register of wills of the
26 county or by any official designated to perform the
27 functions thereof for the initiation of any civil action
28 or legal proceeding.

29 (iii) In addition to any other court cost or filing
30 fee authorized to be collected by law, an additional fee

1 of \$5 shall be charged and collected by the clerk of
2 courts or director of the criminal judicial records
3 office of the county or by any official designated to
4 perform the functions thereof for the initiation of any
5 criminal proceeding for which a fee, charge or cost
6 authorized on the effective date of this subsection and
7 for which a conviction is obtained or guilty plea is
8 entered.

9 * * *

10 § 3733. Deposits into account.

11 * * *

12 (a.1) Additional fees.--

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

15 * * *

16 (ii) An additional fee of \$10 shall be charged and
17 collected by the prothonotaries, clerks of orphans'
18 courts, directors of civil and orphans' court division
19 judicial records offices, and registers of wills of all
20 courts of common pleas, or by any officials designated to
21 perform the functions thereof, for the initiation of any
22 civil action or legal proceeding.

23 (iii) An additional fee of \$10 shall be charged by
24 the clerks of courts or directors of the criminal
25 judicial records offices of all courts of common pleas,
26 or by any officials designated to perform the functions
27 thereof, for the initiation of any criminal proceeding
28 for which a fee, charge or cost is now authorized and a
29 conviction is obtained or guilty plea is entered. The
30 additional fee under this subparagraph shall also be

1 charged and collected when a defendant is granted entry
2 into Accelerated Rehabilitative Disposition or any other
3 pretrial diversionary program.

4 * * *

5 (v) An additional fee of \$10 shall be charged and
6 collected by the recorders of deeds and clerks of court
7 or directors of judicial records offices, or by any
8 officials designated to perform similar functions, for
9 each filing of a deed, mortgage or property transfer for
10 which a fee, charge or cost is now authorized. The
11 Supreme Court shall designate by financial regulations
12 which filings meet the criteria of this subparagraph.

13 * * *

14 § 4302. Effect of records as notice.

15 (a) Real property.--Except as otherwise provided by statute
16 or prescribed by general rule adopted pursuant to section
17 1722(b) (relating to enforcement and effect of orders and
18 process), every document affecting title to or any other
19 interest in real property which is filed and indexed in the
20 office of the clerk or judicial records office of the court of
21 common pleas of the county where the real property is situated,
22 or in the office of the clerk or judicial records office of the
23 branch of the court of common pleas embracing such county in the
24 manner required by the laws, procedures or standards in effect
25 at the date of such filing shall be constructive notice to all
26 persons of the filing and full contents of such document.

27 (b) Documents relating to pending matters.--Documents
28 relating to the pendency of a matter before any court filed in
29 the office of the clerk or judicial records office of any court
30 or other office within or related to and serving the unified

1 judicial system shall be constructive notice to such persons, of
2 such information and for such duration as may be provided by
3 statute or prescribed by general rule adopted pursuant to
4 section 4301 (relating to establishment and maintenance of
5 judicial records).

6 * * *

7 § 4303. Effect of judgments and orders as liens.

8 (a) Real property.--Any judgment or other order of a court
9 of common pleas for the payment of money shall be a lien upon
10 real property on the conditions, to the extent and with the
11 priority provided by statute or prescribed by general rule
12 adopted pursuant to section 1722(b) (relating to enforcement and
13 effect of orders and process) when it is entered of record in
14 the office of the clerk of the court of common pleas or judicial
15 records office of the county where the real property is
16 situated, or in the office of the clerk or judicial records
17 office of the branch of the court of common pleas embracing such
18 county.

19 * * *

20 § 4305. Federal judgments as liens.

21 * * *

22 (b) Filing requirement.--The certified transcript of the
23 judgment of the United States court shall be filed in the office
24 of the clerk or judicial records office of the court of common
25 pleas of the county where the property is located unless the
26 judgment was rendered by such United States court within the
27 county where the property is located.

28 * * *

29 § 4306. Enforcement of foreign judgments.

30 * * *

1 (b) Filing and status of foreign judgments.--A copy of any
2 foreign judgment including the docket entries incidental thereto
3 authenticated in accordance with act of Congress or this title
4 may be filed in the office of the clerk or judicial records
5 office of any court of common pleas of this Commonwealth. The
6 clerk or director of the judicial records office shall treat the
7 foreign judgment in the same manner as a judgment of any court
8 of common pleas of this Commonwealth. A judgment so filed shall
9 be a lien as of the date of filing and shall have the same
10 effect and be subject to the same procedures, defenses and
11 proceedings for reopening, vacating, or staying as a judgment of
12 any court of common pleas of this Commonwealth and may be
13 enforced or satisfied in like manner.

14 (c) Notice of filing.--

15 (1) At the time of the filing of the foreign judgment,
16 the judgment creditor or his attorney shall make and file
17 with the office of the clerk or judicial records office of
18 the court of common pleas an affidavit setting forth the name
19 and last known post office address of the judgment debtor,
20 and the judgment creditor. In addition, such affidavit shall
21 include a statement that the foreign judgment is valid,
22 enforceable and unsatisfied.

23 (2) Promptly upon the filing of the foreign judgment and
24 the affidavit, the clerk or director of the judicial records
25 office shall mail notice of the filing of the foreign
26 judgment to the judgment debtor at the address given and
27 shall make a note of the mailing in the docket. The notice
28 shall include the name and post office address of the
29 judgment creditor and the attorney for the judgment creditor,
30 if any, in this Commonwealth. In addition, the judgment

1 creditor may mail a notice of the filing of the judgment to
2 the judgment debtor and may file proof of mailing with the
3 clerk or director of the judicial records office. Lack of
4 mailing notice of filing by the clerk or director of the
5 judicial records office shall not affect the enforcement
6 proceedings if proof of mailing by the judgment creditor has
7 been filed.

8 * * *

9 § 4327. Transfer of custody to local museum upon application.

10 * * *

11 (e) Definition.--As used in this section "historical
12 document" means any document formerly belonging to a decedent or
13 any other person, which document is more than 50 years old and
14 which is in the custody of a register of wills, the recorder of
15 deeds, the clerk of any court or the prothonotary or the
16 director of a judicial records office or the directors of a
17 civil, criminal and orphans' court division judicial records
18 office, except documents relating to adoption, divorce or
19 custody.

20 § 4411. Duties of Court Administrator.

21 * * *

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

1 * * *

2 § 4431. Duties of Court Administrator.

3 * * *

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

13 * * *

14 § 4553. Expenses of investigating grand juries and trials
15 resulting therefrom.

16 * * *

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

19 * * *

20 (2) The costs and expenses resulting from any trial of a
21 person against whom a presentment has been issued by a
22 multicounty investigating grand jury shall be borne by the
23 Commonwealth. Costs and expenses under this subsection
24 include, but are not limited to, all reasonable costs
25 incurred by the county for the services of the courts, the
26 trial jury, the sheriff, the clerk of courts, the director of
27 any judicial records office, the county prison, the district
28 attorney and any public defender appointed by the court, and
29 related costs and expenses incurred by the county in the
30 course of the trial.

1 * * *

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

4 § 5741. Definitions.

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

8 "Judicial records office." As follows:

9 (1) The judicial records office of the court of common
10 pleas of each judicial district in which a professional
11 bondsman engages in the business of a professional bondsman.

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

15 (3) In a multi-county judicial district, the judicial
16 records office for the branch of the court of common pleas
17 for the county in which a professional bondsman engages in
18 the business of a professional bondsman.

19 * * *

20 Section 10. Sections 5742(a), 5746(a), 5747, 6103(a)(2),
21 6157, 6333(a), 6363(a), 6602(d)(2), 8104(a), 8127(c) and (d)(1),
22 8141(6) and (7), 8142(d) and (e), 8152(a)(2), 8309(c) and (f),
23 8931(d) and (i) and 9728(b)(1), (2) and (3), (b.1) and (g) of
24 Title 42 are amended to read:

25 § 5742. Registration and licensure required.

26 (a) General rule.--No professional bondsman shall become
27 surety on any undertaking, and no person shall engage in or
28 continue to engage in business as a professional bondsman,
29 unless he has been registered and is currently licensed as a
30 professional bondsman by the Insurance Department as provided in

1 this subchapter and has filed a copy of his license in the
2 office of the clerk or the appropriate judicial records office
3 in the manner prescribed by general rules.

4 * * *

5 § 5746. Suspension or revocation of license.

6 (a) General rule.--Upon petition of the district attorney or
7 by any interested person to suspend or revoke the license issued
8 to any licensee under this subchapter, a rule shall issue out of
9 the court of common pleas, returnable not less than ten days
10 after the issuance thereof. It shall be sufficient service of
11 the said rule upon any licensee to leave a copy thereof at the
12 address filed by the licensee with the clerk or director of the
13 criminal judicial records office pursuant to this subchapter.

14 * * *

15 § 5747. Statements by fidelity or surety companies.

16 Any fidelity or surety company, authorized to act as surety
17 within this Commonwealth, may execute an undertaking as surety
18 by the hand of an officer, employee, agent, or attorney,
19 authorized thereto by a resolution of its board of directors, a
20 certified copy of which, under its corporate seal, shall be
21 filed with the undertaking. Fidelity or surety companies engaged
22 in the business of entering bail shall file, with the clerk of
23 the court of common pleas or the director of the criminal
24 judicial records office and with the district attorney of each
25 county in which bail is entered, a statement, quarterly on which
26 shall appear a summary of all bail entered by such company
27 during the previous quarter, together with the compensation
28 charged therefor.

29 § 6103. Proof of official records.

30 (a) General rule.--An official record kept within this

1 Commonwealth by any court, magisterial district judge or other
2 government unit, or an entry therein, when admissible for any
3 purpose, may be evidenced by an official publication thereof or
4 by a copy attested by the officer having the legal custody of
5 the record, or by that officer's deputy, and accompanied by a
6 certificate that the officer has the custody. The certificate
7 may be made by any public officer having a seal of office and
8 having official duties with respect to the government unit in
9 which the record is kept, authenticated by the seal of that
10 office, or if there is no such officer, by:

11 * * *

12 (2) The clerk or director of a judicial records office
13 of the court of common pleas of the judicial district
14 embracing any county in which the government unit has
15 jurisdiction, in the case of any government unit other than a
16 Commonwealth agency.

17 * * *

18 § 6157. Retention of records.

19 When the copies of records are delivered to a party or his
20 attorney of record for use in a deposition, they shall, after
21 termination of the deposition, be delivered personally or by
22 certified mail to the clerk or the judicial records office of
23 the court or other body before which the action or proceeding is
24 pending, and it shall be the responsibility of the party or
25 attorney to transmit the receipt obtained to the custodian of
26 the original records. When the records are received by the clerk
27 or the judicial records office of a court or other body from a
28 health care facility or from a party or his attorney of record,
29 they shall be retained in the clerk's or the judicial records
30 office's custody at all times except when actually used in the

1 action or proceeding. Upon issuance of a final order terminating
2 a case, the copies of the records will be promptly filed in a
3 manner that protects the confidentiality of the medical
4 information contained in the records by the clerk or the
5 judicial records office of the court with all other documents
6 pertaining to the case until such a time as the normal retention
7 period for court records expires. The copies of records shall
8 then be permanently disposed of by the clerk or the judicial
9 records office in a manner that protects the confidentiality of
10 the medical information contained in the records. Should the
11 case be appealed, the copies of records shall be forwarded to
12 the appellate court with other documents pertaining to the case
13 and retained and disposed of in the manner described in this
14 section.

15 § 6333. Subpoena.

16 (a) General rule.--Upon application of a child, parent,
17 guardian, custodian, probation officer, district attorney, or
18 other party to the proceedings, the court, master, or the clerk
19 or director of the appropriate judicial records office of the
20 court shall issue, or the court or master may on its own motion
21 issue, subpoenas requiring attendance and testimony of witnesses
22 and production of papers at any hearing under this chapter.

23 * * *

24 § 6363. Ordering foreign supervision.

25 (a) General rule.--Subject to the provisions of this chapter
26 governing dispositions and to the extent that funds are
27 available the court may place a child in the custody of a
28 suitable person in another state. On obtaining the written
29 consent of a juvenile court of another state which has adopted
30 the Uniform Juvenile Court Act or a substantially similar law,

1 which includes provisions corresponding to this section and
2 section 6364 (relating to supervision under foreign order), the
3 court of this Commonwealth may order that the child be placed
4 under the supervision of a probation officer or other
5 appropriate official designated by the accepting court. One
6 certified copy of the order shall be sent to the accepting court
7 and another filed with the clerk or the director of the
8 appropriate judicial records office of the requesting court of
9 this Commonwealth.

10 * * *

11 § 6602. Prisoner filing fees.

12 * * *

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

14 * * *

15 (2) No sooner than 60 days after notice of the denial in
16 forma pauperis status or the assessment of partial filing
17 fees, the prothonotary or the director of the civil judicial
18 records office shall enter a judgment of non pros in the
19 action or strike the appeal if the fees remain unpaid. The
20 action or appeal may be reinstated by the court for good
21 cause shown.

22 * * *

23 § 8104. Duty of judgment creditor to enter satisfaction.

24 (a) General rule.--A judgment creditor who has received
25 satisfaction of any judgment in any tribunal of this
26 Commonwealth shall, at the written request of the judgment
27 debtor, or of anyone interested therein, and tender of the fee
28 for entry of satisfaction, enter satisfaction in the office of
29 the clerk or the judicial records office of the court where such
30 judgment is outstanding, which satisfaction shall forever

1 discharge the judgment.

2 * * *

3 § 8127. Personal earnings exempt from process.

4 * * *

5 (c) Duty of employer.--

6 (1) For any wage attachment arising out of a residential
7 lease, the employer shall send the attached wages to the
8 prothonotary or the director of the civil judicial records
9 office of the court of common pleas within 15 days from the
10 close of the last pay period in each month. The employer
11 shall be entitled to deduct from the moneys collected from
12 each employee the costs incurred from the extra bookkeeping
13 necessary to record such transactions, not exceeding \$5 of
14 the amount of money so collected. If an employer is served
15 with more than one attachment arising out of a residential
16 lease against the same judgment debtor, then the attachments
17 shall be satisfied in the order in which they were served.
18 Each prior attachment shall be satisfied before any effect is
19 given to a subsequent attachment, subject to subsection (a)
20 (3.2). Upon receipt of the wages, the prothonotary or the
21 director of the civil judicial records office of the court of
22 common pleas shall record and send said wages to the judgment
23 creditor-landlord.

24 (2) For any wage attachment not arising out of a
25 residential lease, the employer shall send the attached
26 withheld wages to the prothonotary or the director of the
27 civil judicial records office of the court of common pleas to
28 be recorded, and upon receipt, the wages shall be sent to the
29 creditor.

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

1 (1) Any judgment creditor-landlord who has received
2 satisfaction of any judgment pursuant to this section shall
3 enter satisfaction in the office of the clerk of the court or
4 the judicial records office where such judgment is
5 outstanding, which satisfaction shall forever discharge the
6 judgment.

7 * * *

8 § 8141. Time from which liens have priority.

9 Liens against real property shall have priority over each
10 other on the following basis:

11 * * *

12 (6) Writs which when issued and indexed by the office of
13 the clerk or the judicial records office of the court of
14 common pleas create liens against real property, from the
15 time they are issued.

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

20 § 8142. Endorsement of time.

21 * * *

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

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

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

30 (e) Docket entries.--The office of the clerk or the judicial

1 records office of the court of common pleas shall note on the
2 dockets in such office where each verdict, judgment, order,
3 instrument or writ creating a lien against real property is
4 entered, the time it was recorded, rendered, left for filing, or
5 issued.

6 § 8152. Judicial sale as affecting lien of mortgage.

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

12 * * *

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

17 * * *

18 § 8309. Civil rights violations.

19 * * *

20 (c) Filing of court orders.--The prothonotary or the
21 director of the civil judicial records office of the court in
22 which a civil action is brought under subsection (a) or (b)
23 shall transmit two certified copies of any order issued in the
24 action to each appropriate law enforcement agency having
25 jurisdiction over locations where the defendant is alleged to
26 have committed the act and where the defendant resides or has
27 his principal place of business. The sheriff of the county in
28 which the defendant resides shall serve a copy of the order on
29 the defendant. Unless otherwise ordered by the court, service
30 shall be by delivering a copy in hand to the defendant. Law

1 enforcement agencies shall establish procedures adequate to
2 ensure that all officers responsible for the enforcement of the
3 order are informed of its existence and terms. When a law
4 enforcement officer has probable cause to believe that a
5 defendant has violated the provisions of an order, the officer
6 may arrest him.

7 * * *

8 (f) Vacated orders.--When the court vacates a temporary
9 restraining order or a preliminary or permanent injunction
10 issued under this section, the prothonotary or the director of
11 the civil judicial records office shall promptly notify in
12 writing each appropriate law enforcement agency which had been
13 notified of the issuance of the order and shall direct each such
14 agency to destroy all records of the order, and the agency shall
15 comply with the directive upon receipt of the notification.

16 § 8931. Indictment and information.

17 * * *

18 (d) Duties of prosecuting attorneys.--Whenever a transcript
19 of proceedings, complaint and all related papers in a criminal
20 proceeding where the defendant has been held for court have been
21 transmitted to the clerk of court or the director of the
22 criminal judicial records office or the officer designated by
23 the court, such officer, after recording the same, shall
24 immediately transmit the documents or a copy thereof to the
25 district attorney. The district attorney or his designee shall
26 have the duty to inquire into and make full examination of all
27 the facts and circumstances connected with each such case to
28 determine if the facts and circumstances warrant the filing of
29 an information or informations premised upon the transcript. No
30 information shall be filed by the district attorney concerning

1 alleged criminal violations where a preliminary hearing has not
2 been held or properly waived except as prescribed by general
3 rules.

4 * * *

5 (i) Definition.--As used in this section "district attorney"
6 includes a special attorney appointed by the Attorney General in
7 the manner provided by statute, an acting district attorney and
8 any assistant district attorney whose authority to act for the
9 district attorney under this section is evidenced by a written
10 designation executed by the district attorney or acting district
11 attorney and filed with the clerk or the director of the
12 criminal judicial records office of the courts.

13 § 9728. Collection of restitution, reparation, fees, costs,
14 fines and penalties.

15 * * *

16 (b) Procedure.--

17 (1) The county clerk of courts or the director of the
18 criminal judicial records office shall, upon sentencing,
19 pretrial disposition or other order, transmit to the
20 prothonotary or the director of the civil judicial records
21 office certified copies of all judgments for restitution,
22 reparation, fees, costs, fines and penalties which, in the
23 aggregate, exceed \$1,000, and it shall be the duty of each
24 prothonotary or director of the civil judicial records office
25 to enter and docket the same of record in his office and to
26 index the same as judgments are indexed, without requiring
27 the payment of costs as a condition precedent to the entry
28 thereof.

29 (2) The clerk of courts or the director of the criminal
30 judicial records office, in consultation with other

1 appropriate governmental agencies, may transmit to the
2 prothonotary or the director of the civil judicial records
3 office of the respective county certified copies of all
4 judgments for restitution, reparation, fees, costs, fines and
5 penalties which, in the aggregate, do not exceed \$1,000, and,
6 if so transmitted, it shall be the duty of each prothonotary
7 or director of the civil judicial records office to enter and
8 docket the same of record in his office and to index the same
9 as judgments are indexed, without requiring the payment of
10 costs as a condition precedent to the entry thereof.

11 (3) The county clerk of courts or the director of the
12 criminal judicial records office shall, upon sentencing,
13 pretrial disposition or other order, transmit to the
14 Department of Probation of the respective county or other
15 agent designated by the county commissioners of the county
16 with the approval of the president judge of the county and to
17 the county correctional facility to which the offender has
18 been sentenced or to the Department of Corrections, whichever
19 is appropriate, copies of all orders for restitution and
20 amendments or alterations thereto, reparation, fees, costs,
21 fines and penalties. This paragraph also applies in the case
22 of costs imposed under section 9721(c.1) (relating to
23 sentencing generally).

24 * * *

25 (b.1) Restitution file.--Upon receipt of each order from the
26 clerk of courts or the director of the criminal judicial records
27 office as provided in subsection (b)(3), the department of
28 probation of the respective county or other agent designated by
29 the county commissioners of the county with the approval of the
30 president judge of the county shall open a restitution file for

1 the purposes of recording the amounts of restitution deducted by
2 the Department of Corrections or county correctional facility or
3 collected by the department of probation or the agent designated
4 by the county commissioners of the county with the approval of
5 the president judge of the county.

6 * * *

7 (g) Costs, etc.--Any sheriff's costs, filing fees and costs
8 of the county probation department, clerk of courts, director of
9 the criminal judicial records office or other appropriate
10 governmental agency, including, but not limited to, any
11 reasonable administrative costs associated with the collection
12 of restitution, transportation costs and other costs associated
13 with the prosecution, shall be borne by the defendant and shall
14 be collected by the county probation department or other
15 appropriate governmental agency along with the total amount of
16 the judgment and remitted to the appropriate agencies at the
17 time of or prior to satisfaction of judgment.

18 * * *

19 Section 11. The following shall apply:

20 (1) The provisions of this act are nonseverable. If any
21 provision of this act or its application to any person or
22 circumstance is held invalid, the remaining provisions or
23 applications of this act are void.

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

26 (i) suspended by the judiciary;

27 (ii) superseded by rule of court promulgated
28 hereafter;

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

(iv) otherwise rendered inoperative by judicial action.

Section 12. Repeals are as follows:

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

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

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

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

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

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

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

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

of the third class," is repealed.

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

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

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

(12) Sections 2, 2.1, 2.2 and 5 of the act of April 8, 1982 (P.L.303, No.85), known as the Second Class County Prothonotary Fee Act, are repealed.

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

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

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

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

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

(18) Sections 1, 1.1, 1.2, 2 and 3 of the act of November 26, 1982 (P.L.744, No.203), referred to as the

Prothonotary Fee Law, are repealed.

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

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

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

(22) Section 1 of the act of February 14, 1986 (P.L.5, No.3), referred to as the Second Class A County Clerk of Courts Fee Law, is repealed.

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

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

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

(26) Section 1791-E of the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, is repealed.

Section 13. A reference in any statute or part of a statute to:

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

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

6 (3) "Prothonotary" shall be deemed a reference to the
7 director of the civil judicial records office in a county
8 where the powers and duties of the prothonotary have been
9 transferred under 42 Pa.C.S. § 1905.1.

10 (4) The "office of the clerk of the court of common
11 pleas" shall be deemed a reference to the judicial records
12 office in a county where the powers and duties of the office
13 of the clerk of the court of common pleas have been
14 transferred under 42 Pa.C.S. § 1905.1.

15 (5) "Recorder of deeds" shall be deemed a reference to
16 the director of the appropriate judicial records office
17 following transfer under 42 Pa.C.S. § 1905.1 in a county
18 where the powers and duties of the recorder of deeds were
19 combined with the prothonotary, clerk of the courts or clerk
20 of the orphans' court division prior to the transfer.

21 (6) "Register of wills" shall be deemed a reference to
22 the director of the appropriate judicial records office
23 following transfer under 42 Pa.C.S. § 1905.1 in a county
24 where the powers and duties of the register of wills were
25 combined with the prothonotary, clerk of the courts or clerk
26 of the orphans' court division prior to the transfer.

27 Section 14. This act shall take effect in 60 days.