
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1919 Session of
2013

INTRODUCED BY WATERS, V. BROWN, KORTZ, MURT, ROZZI, COHEN,
KIRKLAND AND D. COSTA, DECEMBER 16, 2013

REFERRED TO COMMITTEE ON JUDICIARY, DECEMBER 16, 2013

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, providing for electronic
3 citation fee.

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

6 Section 1. Section 1725.4 of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 1725.4. Fee increases [and], automation fee and electronic
9 citation fee.

10 (a) Increasing existing fees.--

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

1 (2) The amount of any fee or charge increased pursuant
2 to paragraph (1) may be increased every three years, provided
3 that the amount of the increase may not be greater than the
4 percentage of increase in the Consumer Price Index for Urban
5 Workers for the immediate three years preceding the last
6 increase in the fee or charge.

7 (b) Automation fee for clerk of courts office.--In addition
8 to any other fee authorized by law, an automation fee of not
9 more than \$5 may be charged and collected by the clerk of courts
10 of counties of the second class A and the third through eighth
11 class, including home rule counties of the same class, for the
12 initiation of any action or legal proceeding. The automation fee
13 shall be deposited into a special clerk of courts automation
14 fund established in each county. Moneys in the special fund
15 shall be used solely for the purpose of automation and continued
16 automation update of the office of the clerk of courts.

17 (c) Electronic citation fee.--

18 (1) In addition to any other fee authorized by law, an
19 electronic citation fee of not more than \$5 shall be charged
20 and collected by the clerk of courts from a defendant, upon
21 conviction, of a summary offense or misdemeanor.

22 (2) To help defray expenses related to the establishment
23 and maintenance of electronic citations, the clerk of courts
24 shall disburse the electronic citation fee as follows:

25 (i) Sixty percent of the fee into a special clerk of
26 courts electronic citation fund established in each
27 county.

28 (ii) Twenty percent of the fee to the arresting or
29 citing agency.

30 (iii) Twenty percent of the fee to special courts.

1 (3) The clerk of courts may not charge and collect an
2 electronic citation fee if the county has elected not to be
3 subject to this subsection. Any funds charged and collected
4 before the effective date of the election not to participate
5 shall be disbursed to the Pennsylvania State Police.

6 (d) Definition.--As used in this section, "electronic
7 citation" means the process of transmitting a summary offense or
8 misdemeanor to the clerk of courts via electronic means.

9 Section 2. This act shall take effect in 60 days.