
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 741 Session of
2017

INTRODUCED BY GREENLEAF, LEACH, HUGHES, COSTA, RAFFERTY,
FARNESE, YUDICHAK, STREET AND RESCHENTHALER, JUNE 4, 2017

REFERRED TO JUDICIARY, JUNE 4, 2017

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in Administrative Office
3 of Pennsylvania Courts, further providing for senior judge
4 operational support grants; in facilities and supplies,
5 further providing for deposits into account and for
6 surcharge; and repealing provisions relating to expiration of
7 chapter.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Sections 1906(i), 3733(a.1)(1) and (2)(iii) and
11 3733.1(a)(1) of Title 42 of the Pennsylvania Consolidated
12 Statutes are amended to read:

13 § 1906. Senior judge operational support grants.

14 * * *

15 (i) Expiration.--This section shall expire on June 30,
16 [2017] 2022, unless reenacted prior to that date.

17 § 3733. Deposits into account.

18 * * *

19 (a.1) Additional fees.--

20 (1) In addition to the court costs and filing fees

1 authorized to be collected by statute:

2 (i) An additional fee of [\$10] \$12 shall be charged
3 and collected by the prothonotaries of the Pennsylvania
4 Supreme, Superior and Commonwealth Courts for each
5 initial filing for which a fee, charge or cost is now
6 authorized.

7 (ii) An additional fee of [\$10] \$12 shall be charged
8 and collected by the prothonotaries, clerks of orphans'
9 courts and registers of wills of all courts of common
10 pleas, or by any officials designated to perform the
11 functions thereof, for the initiation of any civil action
12 or legal proceeding.

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

23 (iv) An additional fee of [\$10] \$12 shall be charged
24 and collected by the minor judiciary, including
25 magisterial district judges, Philadelphia Municipal
26 Court, Philadelphia Traffic Court and Pittsburgh
27 Municipal Court, for the initiation of a legal proceeding
28 for which a fee or cost is now authorized, except that in
29 criminal, summary and traffic matters the fee shall be
30 charged only when a conviction is obtained or guilty plea

1 is entered. The additional fee under this subparagraph
2 shall also be charged and collected when a defendant is
3 granted entry into Accelerated Rehabilitative Disposition
4 or any other pretrial diversionary program.

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

13 (2) The additional fees identified in paragraph (1)
14 shall be fixed and charged for the fiscal years as indicated:

15 * * *

16 (iii) For the fiscal year 2005-2006 and each fiscal
17 year thereafter, \$8 of each additional fee shall be
18 deposited into the Judicial Computer System Augmentation
19 Account, and [\$2] \$4 of each additional fee shall be
20 deposited into the Access to Justice Account under
21 section 4904.

22 * * *

23 § 3733.1. Surcharge.

24 (a) Imposition of surcharge.--In addition to each fee
25 imposed under section 3733(a.1) (relating to deposits into
26 account), except as set forth in subsection (b), the following
27 apply:

28 (1) A surcharge of \$11.25 shall be charged and
29 collected. This paragraph shall expire December 31, [2017]
30 2022.

1 * * *

2 Section 2. Section 4907 of Title 42 is repealed:

3 [§ 4907. Expiration of chapter.

4 This chapter shall expire on November 1, 2017. At least one
5 year prior to the expiration of this chapter, the Legislative
6 Budget and Finance Committee shall conduct and submit to the
7 General Assembly a performance audit for the purpose of
8 determining whether there is a continuing justification for the
9 activities and level of financial support provided for under
10 this chapter.]

11 Section 3. This act shall take effect in 60 days.