

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART II. GENERAL ADMINISTRATION [204 PA. CODE CH. 29]

[Correction]

Promulgation of Financial Regulations Pursuant to 42 Pa.C.S. § 3502(a); No. 357 Judicial Adminis- tration Doc.

An error occurred in the document which appeared at 40 Pa.B. 6774 (November 27, 2010). The cost in § 29.402(b)(5) was published incorrectly. The correct version of § 29.402(b) is as follows with ellipses referring to the remaining text of this section:

§ 29.402. 42 Pa.C.S. § 1725.1. Costs.

* * * * *

(b) *Criminal cases.*—In calendar year 2011, the costs to be charged by the minor judiciary or by the court of common pleas where appropriate in every criminal case, except as otherwise provided in this section, shall be as follows:

(1) Summary conviction, except motor vehicle cases.....	\$45.00
(2) Summary conviction, motor vehicle cases, other than paragraph (3).....	\$35.50
(3) Summary conviction, motor vehicle cases, hearing demanded.....	\$42.50
(4) Misdemeanor.....	\$51.00
(5) Felony.....	\$59.00

Such costs shall not include, however, the cost of postage and registered mail which shall be paid by the defendant upon conviction.

* * * * *

[Pa.B. Doc. No. 10-2256. Filed for public inspection November 24, 2010, 9:00 a.m.]

Title 255—LOCAL COURT RULES

BERKS COUNTY

Public Access Policy of the Unified Judicial Sys- tem of Pennsylvania: Official Case Records of the Magisterial District Courts; No. CP-06-AD- 0000029-2010; Clerk of Courts

Administrative Order

And Now, this 12th day of November, 2010, pursuant to the Public Access Policy of the Unified Judicial System of

Pennsylvania: Official Case Records of the Magisterial District Courts adopted by the Pennsylvania Supreme Court effective July 1, 2010, it is *Ordered* that the following fee schedule for public access requests is adopted for the Magisterial District Courts within the Twenty-third Judicial District of Pennsylvania.

The District Court Administrator of Berks County is *Ordered* and *Directed* to provide copies of this Administrative Order and Local Rule as follows:

1. File seven (7) certified copies of this Administrative Order and Local Rule with the Administrative Office of Pennsylvania Courts.

2. Distribute two (2) certified copies of this Administrative Order and Local Rule and one (1) computer diskette or CD-ROM containing this Order and Rule to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. File one (1) certified copy of this Administrative Order and Local Rule with the Minor Court Rules Committee.

4. Distribute one (1) copy of this Administrative Order and Local Rule to the *Berks County Law Journal* for publication.

5. Keep continuously available for public inspection copies of the Administrative Order and Local Rule in the offices of the Prothonotary and Clerk of Courts.

This Administrative Order shall become effective thirty days after publication in the *Pennsylvania Bulletin* and shall be publicly posted in each magisterial district court in Berks County.

By the Court

JEFFREY L. SCHMEHL,
President Judge

Public Access Policy of the Unified Judicial System of Pennsylvania: Official Case Records of the Magisterial District Courts

Fee Schedule for Public Access Requests to the Official Case Records of the Magisterial District Courts within the Twenty-third Judicial District

1. Photocopies—\$.25 per page.

2. Staff time—No fee for the first hour of staff time required to respond to a public access request. After the first hour, the fee shall be \$6.00 per 1/4 hour.

3. Actual postage costs incurred by the court.

4. Estimated costs to be prepaid.

5. Fees paid for services rendered are nonrefundable.

6. Checks shall be made payable to the Berks County Treasurer when presented for payment of fees for complex or voluminous requests.

[Pa.B. Doc. No. 10-2305. Filed for public inspection December 3, 2010, 9:00 a.m.]

LEHIGH COUNTY

Clerk of Judicial Records Criminal Division Fee
Schedule; Case No. AD-10-2010

Order

And Now, this 10th day of November, upon consideration of the within Petition for Increase of Fees, presented by Lehigh County Clerk of Judicial Records, Andrea E. Naugle, and in accordance with Act 36 of 2000, the Criminal Fee Law,

It Is Ordered that the Fee Schedule of the Lehigh County Clerk of Judicial Records—Criminal Division is amended,

It Is Further Ordered that the Fee Schedule of the Lehigh County Clerk of Judicial Records—Criminal Division, is approved and hereby shall become effective January 3, 2011. All filings received by the Lehigh County Clerk of Judicial Records—Criminal Division beginning January 3, 2011 shall incur costs according to the new Fee Schedule.

By the Court

WILLIAM H. PLATT,
President Judge

Andrea E. Naugle
Lehigh County Clerk of Judicial Records

Criminal Division Fee Schedule

\$198.60	—	for all proceedings in all cases disposed of at any time during or after trial
\$148.95	—	for all proceedings in all cases disposed of before trial
\$ 24.75	—	for all proceedings in summary matters
\$ 5.00	—	for automation fee in the initiation of any action or legal proceeding
\$ 9.85	—	for all certifications
\$ 23.85*	—	for all other matters filed in the office and for all reports prepared by the clerk
\$ 54.60*	—	for filing an appeal from a summary conviction before a Magisterial District Judge
\$ 55.85	—	for an appeal from the Court of Common Pleas to an appellate court
\$ 67.05*	—	for filing a new/renewal petition for private detective matter
\$ 8.60	—	for photo identification card

*Includes \$5.00 automation fee

A fee of 5.59¢ per dollar for the first \$1,000 and 1.86¢ per dollar for each additional \$1,000 or fraction thereof for the handling of money paid into court

Copies and computer docket printouts by clerk at office convenience

\$.50	—	Each page requested for pick up
\$ 1.00	—	Mail; 1st page
\$.50	—	Each additional page
\$ 1.00	—	Microfilm copy

[Pa.B. Doc. No. 10-2306. Filed for public inspection December 3, 2010, 9:00 a.m.]

YORK COUNTY

Amendment of Local Rules of Judicial Administration; No. 2010—MI—000-189-55; No. CP-67-AD-0000035-2010

Administrative Order Amending Local Rules of Judicial Administration

And Now, this 17th day of November, 2010, it is hereby *Ordered* and *Decreed* that the following York County Local Rules of Judicial Administration are hereby *Amended* to govern administration of the Court of Common Pleas of York County, Pennsylvania.

These *Amendments* of York County Rules of Judicial Administration shall become effective on January 2, 2011. Any prior local rules, and any prior administrative order or any part of a prior administrative order which is in conflict with any portion of these Rules is vacated and repealed.

It Is Further Ordered that in accordance with Pa.R.J.A. 103(c), the District Court Administrator shall:

(a) File ten (10) certified copies thereof with the Administrative Office of Pennsylvania Courts, for distribution as set forth in Pa.R.J.A. 103(c)(2)

(b) Distribute a diskette hereof to the Legislative Reference Bureau for Publication in the *Pennsylvania Bulletin*;

(c) Send electronic copies of the Rules to each of the following committees of the Supreme Court of Pennsylvania:

1. The Advisory Committee on Appellate Court Rules
2. Civil Procedural Rules Committee
3. Criminal Procedural Rules Committee
4. Minor Court Civil Procedural Rules Committee
5. Juvenile Rules Committee

(e) Distribute one (1) certified copy of these amendments to the York County Rules of Judicial Administration to each, the Prothonotary and to the Clerk of Courts of York County, to be kept continuously available for public inspection and for copying. Upon request and payment of reasonable fees for reproduction and mailing, the Prothonotary shall furnish to any person a copy of any local rule.

(f) Cause these amendments to York County Local Rules of Judicial Administration to be posted conspicuously on the web site of the County of York and cause copies to be made in paper and digital format, for distribution, upon payment of reasonable costs of reproduction.

(e) Supervise the distribution thereof to all Judges, Magisterial District Judges, and all members of the Bar of this Court.

By the Court

RICHARD K. RENN,
President Judge

The York County Rules of Judicial Administration are amended as follows:

The caption "INSPECTION OF RECORDS" shall be inserted in the Rules before YCJA 509.

The following new rule shall be added, pursuant to 204 Pa. Code Section 213.5(c):

YCJA 513. Fees for Access to Magisterial District Court Records.

A. A Magisterial District Court may charge reasonable fees for providing public access to official case records of the Court pursuant to 204 Pa. Code Sec. 213.1 et seq. The fees to be charged are set forth below. Changes to the fee structure may be made, from time to time, by the President Judge by administrative order.

(1) For copying records or transmitting records by facsimile or other electronic means: \$0.25 per page

(2) For processing complex or voluminous requests, in addition to the costs of copying set forth in (1) above: \$8.00 per quarter hour of staff time spent, in excess of the first quarter hour. What constitutes a complex or voluminous request may vary from court to court depending on factors such as court resources and caseload.

B. Fees may be waived in full or in part in the discretion of the Magisterial District Judge if the Judge determines that the requester is indigent.

C. Prepayment of fees incurred in processing a request is at the discretion of the Magisterial District Judge.

D. Fees paid for services provided pursuant to this Rule are not refundable.

E. Fees collected pursuant to this Rule shall be identified as revenue to the magisterial district court, but shall be timely remitted to the County of York.

F. Any appeal from the application of this Rule or pursuant to 204 Pa. Code Section 213 et seq., or the Public Access Policy of the Unified Judicial System of Pennsylvania: Official Case Records of the Magisterial District Courts shall be made to the District Court Administrator.

[Pa.B. Doc. No. 10-2307. Filed for public inspection December 3, 2010, 9:00 a.m.]