

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

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

Promulgation of Consumer Price Index Pursuant to 42 Pa.C.S. §§ 1725.1(f) and 3571(c)(4); No. 488 Judicial Administration Doc.

Order

Per Curiam

And Now, this 12th day of October, 2017, it is *Ordered* pursuant to Article V, Section 10(c) of the Constitution of Pennsylvania and Section 3502(a) of the Judicial Code, 42 Pa.C.S. § 3502(a), that the Court Administrator of Pennsylvania is authorized to obtain and publish in the *Pennsylvania Bulletin* the percentage increase in the Consumer Price Index for calendar year 2016 as required by Act 96 of 2010, 42 Pa.C.S. §§ 1725.1(f) and 3571(c)(4) (as amended).

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART II. GENERAL ADMINISTRATION

CHAPTER 29. MISCELLANEOUS PROVISIONS

Subchapter K. COSTS, FINES AND FEES

§ 29.401a. Consumer Price Index—costs and fines.

Pursuant to Article V, Section 10 of the Pennsylvania Constitution, and 42 Pa.C.S. § 1721, the Supreme Court has authorized the Court Administrator of Pennsylvania to obtain and publish in the *Pennsylvania Bulletin* on or before November 30 the percentage increase in the Consumer Price Index for calendar year 2016 as required by Act 96 of 2010, 42 Pa.C.S. §§ 1725.1(f) and 3571(c)(4) (as amended). See No. 488 Judicial Administration Docket.

The Court Administrator of Pennsylvania reports that the percentage increase in the Consumer Price Index, All Urban Consumers, U.S. City Average, for calendar year 2016 was 2.1% percent. (See, U.S. Department of Labor, Bureau of Labor Statistics, Series CUU0000SAO, January 20, 2017.)

[Pa.B. Doc. No. 17-1769. Filed for public inspection October 27, 2017, 9:00 a.m.]

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

Promulgation of Financial Regulations Pursuant to 42 Pa.C.S. § 3502(a); No. 489 Judicial Administration Doc.

Order

Per Curiam

And Now, this 12th day of October, 2017, it is *Ordered* pursuant to Article V, Section 10(c) of the Constitution of

Pennsylvania and Section 3502(a) of the Judicial Code, 42 Pa.C.S. § 3502(a), that the Court Administrator of Pennsylvania is authorized to promulgate the following Financial Regulations. The costs outlined in the Financial Regulations are effective as of January 1, 2018.

To the extent that notice of proposed rule-making may be required by Pa.R.J.A. No. 103, the immediate promulgation of the regulations is hereby found to be in the interests of efficient administration.

This Order is to be processed in accordance with Pa.R.J.A. No. 103(b) and is effective immediately.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART II. GENERAL ADMINISTRATION

CHAPTER 29. MISCELLANEOUS PROVISIONS

Subchapter K. COSTS, FINES AND FEES

§ 29.401. Scope.

The Pennsylvania Supreme Court, pursuant to Art. V, § 10 of the Pennsylvania Constitution, and 42 Pa.C.S. § 1721, has authorized by Administrative Order, the Court Administrator of Pennsylvania to promulgate regulations relating to the accounting methods to be utilized in connection with the collection of fees and costs charged and collected by prothonotaries, and clerks of courts of all courts of common pleas, or by any officials designated to perform the functions thereof, as well as by the minor judiciary, including magisterial district judges, and judges and staff of all divisions of the Philadelphia Municipal Court.

Under authority of said Administrative Order and pursuant to the authority vested in the governing authority under 42 Pa.C.S. § 3502(a) of the Judicial Code, the following regulations are adopted to implement Act 96 of 2010, 42 Pa.C.S. §§ 1725.1(f) and 3571(c)(4) (as amended).

§ 29.402. 42 Pa.C.S. § 1725.1. Costs.

(a) *Civil cases.*—In calendar year 2018, the costs to be charged by magisterial district judges in every civil case, except as otherwise provided in this section, shall be as follows:

- (1) Actions involving \$500 or less \$53.00
- (2) Actions involving more than \$500 but not more than \$2,000 \$70.50
- (3) Actions involving more than \$2,000 but not more than \$4,000 \$88.00
- (4) Actions involving between \$4,001 and \$12,000 \$131.50
- (5) Landlord-tenant actions involving \$2,000 or less \$79.00
- (6) Landlord-tenant actions involving more than \$2,000 but not more than \$4,000 \$96.50
- (7) Landlord-tenant actions involving more than \$4,000 but not more than \$12,000 \$131.50
- (8) Order of execution \$39.50
- (9) Objection to levy \$17.50
- (10) Reinstatement of complaint \$9.00

(11) Entering Transcript on Appeal or Certiorari. \$.450
 Said costs shall not include, however, the cost of postage and registered mail which shall be borne by the plaintiff.

(a.1) *Custody cases.*—In calendar year 2018, the cost (in addition to the cost provided by general rule) to be charged by the court of common pleas shall be as follows:

(1) Custody cases, except as provided in section 1725(c)(2)(v).....\$8.00

(b) *Criminal cases.*—In calendar year 2018, 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..... \$50.00
- (2) Summary conviction, motor vehicle cases, other than paragraph (3)..... \$39.50
- (3) Summary conviction, motor vehicle cases, hearing demanded \$47.50
- (4) Misdemeanor \$57.00
- (5) Felony..... \$66.00

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

(c) *Unclassified costs or charges.*—In calendar year 2018, the costs to be charged by the minor judiciary in the following instances not readily classifiable shall be as follows:

- (1) Entering transcript of judgment from another member of the minor judiciary.....\$9.00
- (2) Marrying each couple, making record thereof, and certificate to the parties..... \$44.00
- (3) Granting emergency relief pursuant to 23 Pa.C.S. Ch. 61 (relating to protection from abuse). \$18.00
- (4) Issuing a search warrant (except as provided in subsection (d)) \$18.00
- (5) Any other issuance not otherwise provided in this subsection \$18.00

§ 29.403. 42 Pa.C.S. § 3571.

In calendar year 2018, Commonwealth portion of fines, etc.

* * * * *

(c) *Costs in magisterial district judge proceedings.*

- (2) Amounts payable to the Commonwealth:
 - (i) Summary conviction, except motor vehicle cases..... \$17.50
 - (ii) Summary conviction, motor vehicle cases other than subparagraph (iii)..... \$17.50
 - (iii) Summary conviction, motor vehicle cases, hearing demanded \$17.50
 - (iv) Misdemeanor \$22.85
 - (v) Felony..... \$35.20
 - (vi) Assumpsit or trespass involving:
 - (A) \$500 or less \$22.10
 - (B) More than \$500 but not more than \$2,000.. \$35.20

- (C) More than \$2,000 but not more than \$4,000 \$52.80
- (D) Between \$4,001 and \$12,000 \$87.65
- (vii) Landlord-tenant proceeding involving:
 - (A) \$2,000 or less..... \$35.20
 - (B) More than \$2,000 but not more than \$4,000 \$43.90
 - (C) More than \$4,000 but not more than \$12,000 \$61.35
- (viii) Objection to levy\$8.75
- (ix) Order of execution \$26.30
- (x) Issuing a search warrant (except as provided in section 1725.1(d) (relating to costs))... \$12.60
- (xi) Order of possession \$15.00
- (xii) Custody cases (except as provided in section 1725(c)(2)(v)) \$6.40

[Pa.B. Doc. No. 17-1770. Filed for public inspection October 27, 2017, 9:00 a.m.]

Title 25—LOCAL COURT RULES

LAWRENCE COUNTY

Transfer of Existing Cases from Magisterial District Court 53-3-03 to Magisterial District Court 53-3-04 and 53-3-01; No. 90171 of 2017, A.D.

Administrative Order

And Now, this 6th day of October, 2017, in accordance with Pennsylvania Rule of Judicial Administration No. 65(B)(6), it is hereby *Ordered and Decried* that all filings originating in Hickory Township, Plain Grove Township, Scott Township, Shenango Township, Washington Township and South New Castle Boro, the venue of Magisterial District Court (MDC) 53-3-03, shall be transferred to and heard in Magisterial District Court (MDC) 53-3-04. Filings in Slippery Rock Township, also MDC 53-3-03, shall be transferred to and heard in Magisterial District Court (MDC) 53-3-01. Payments may continue to be made at the MDC 53-3-03 office until 10:00 a.m. on November 29, 2017, after which time all payments must be made at the MDC 53-3-04 office, with the exception of cases originating in Slippery Rock Township payments for which must be made at the MDC 53-3-01 office. The MDC 53-3-03 office shall close as of the close of business on November 29, 2017.

The effective date for the previously listed change of venue shall be November 1, 2017.

The Prothonotary shall exit this Order to all Lawrence County Judges; all Lawrence County Magisterial District Court Judges, all Lawrence County Commissioners; James Gagliano; Court Administration; David Gettings, County Controller; the District Attorney of Lawrence County; the Public Defender of Lawrence County; and the Police Departments of each of the previously named municipalities in MDC 53-3-03.

The Lawrence County District Court Administrator is *Ordered and Directed* to do the following:

1. File one (1) copy with the Administrative Office of Pennsylvania Courts.

2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. Publish the Order on the Lawrence County Court website at www.co.lawrence.pa.us, and in the *Lawrence County Law Journal* and the *New Castle News*.

4. File one (1) copy of the local rule with the Lawrence County Law Library and the Office of the County Commissioners for public inspection and copying.

By the Court

DOMINICK MOTTO,
President Judge

[Pa.B. Doc. No. 17-1771. Filed for public inspection October 27, 2017, 9:00 a.m.]