

FY 2016 Judiciary Fee Proposal												
Judiciary's Fiscal Impact Estimate - April 2015												
UPDATED 5/6/15												
Current Law					FY16 Senate Fee Proposal							
Fee Name/ Description	Statutory Reference	Current Fee	# Of filings - FY14	Current FY16 Projected Revenue	Proposed Fee Increase	Proposed New Fee	Proposal - # of filings	Proposal - Total Revenue	Proposal - Change vs Current Revenue	Explanation/Comments	Fee Level Percent Increase	Fund of Deposit
Entry Fees for Estates \$10,000 or less	32 V.S.A. § 1434(a)(1)	\$ 30	2,156	\$64,667	\$ 20	\$ 50	2,156	\$107,779	\$ 43,111	Proposed fee increase	66.7%	General
Entry Fees for Estates \$10,001 to \$50,000	32 V.S.A. § 1434(a)(2)	\$ 80	418	\$33,416	\$ 30	\$ 110	418	\$45,947	\$ 12,531	Proposed fee increase	37.5%	General
Entry Fees for Estates \$50,001 to \$150,000	32 V.S.A. § 1434(a)(3)	\$ 210	366	\$76,877	\$ 55	\$ 265	366	\$97,011	\$ 20,134	Proposed fee increase	26.2%	General
Entry fee for Estates \$150,001 to \$500,000	32 V.S.A. § 1434(a)(4)	\$ 395	458	\$180,806	\$ 105	\$ 500	458	\$228,869	\$ 48,062	Proposed fee increase	26.6%	General
Entry Fees for Estates \$500,001 to \$1,000,000	32 V.S.A. § 1434(a)(5)	\$ 660	82	\$54,275	\$ 340	\$ 1,000	82	\$82,234	\$ 27,960	Proposed fee increase	51.5%	General
Entry fee for Estates \$1,000,001 to \$5,000,000	32 V.S.A. § 1434(a)(6)	\$ 1,050	44	\$46,250	\$ 700	\$ 1,750	44	\$77,083	\$ 30,833	Proposed fee increase	66.7%	General
Entry fee for Estates \$5,000,001 to \$10,000,000	32 V.S.A. § 1434(a)(7)	\$ 1,575	2	\$3,000	\$ 925	\$ 2,500	2	\$4,762	\$ 1,762	Proposed fee increase	58.7%	General
Entry fee for Estates greater than \$10,000,000	32 V.S.A. § 1434(a)(8)	\$ 1,840	3	\$5,250	\$ 1,410	\$ 3,250	3	\$9,273	\$ 4,023	Proposed fee increase	76.6%	General
Testamentary Trust \$100,000 or less	32 V.S.A. § 1434(a)(9)	\$ 160	31	\$4,950	\$ (160)	\$ -	-	\$0	\$ (4,950)	Eliminate prior two tiers	-100.0%	General
NEW Trusts \$10,000 or less	NEW	\$ -			\$ 50	\$ 50	12	\$600	\$ 600	New tier structure parallels estates	#DIV/0!	General
NEW Trusts \$10,001 to \$50,000	NEW	\$ -			\$ 110	\$ 110	11	\$1,210	\$ 1,210	New tier structure parallels estates	#DIV/0!	General
NEW Trusts \$50,001 to \$150,000	NEW	\$ -			\$ 265	\$ 265	10	\$2,650	\$ 2,650	New tier structure parallels estates	#DIV/0!	General
NEW Trusts \$150,001 to \$500,000	NEW	\$ -			\$ 500	\$ 500	8	\$4,000	\$ 4,000	New tier structure parallels estates	#DIV/0!	General
NEW Trusts \$500,001 to \$1,000,000	NEW	\$ -			\$ 1,000	\$ 1,000	7	\$7,000	\$ 7,000	New tier structure parallels estates	#DIV/0!	General
NEW Trusts \$1,000,001 to \$5,000,000	NEW	\$ -			\$ 1,750	\$ 1,750	6	\$10,500	\$ 10,500	New tier structure parallels estates	#DIV/0!	General
NEW Trusts \$5,000,001 to \$10,000,000	NEW	\$ -			\$ 2,500	\$ 2,500	5	\$12,500	\$ 12,500	New tier structure parallels estates	#DIV/0!	General
NEW Trusts greater than \$10,000,000	NEW	\$ -			\$ 3,250	\$ 3,250	4	\$13,000	\$ 13,000	New tier structure parallels estates	#DIV/0!	General
Testamentary Trusts more than \$100,000	32 V.S.A. § 1434(a)(10)	\$ 265	32	\$8,550	\$ (265)	\$ -	-	\$0	\$ (8,550)	Eliminate prior two tiers	-100.0%	General
Testamentary Trusts Annual Accounts	32 V.S.A. § 1434(a)(11)	\$ 35	427	\$14,962	\$ 50	\$ 85	427	\$36,335	\$ 21,374	Proposed fee increase	142.9%	General
Annual Accounts on Estates	32 V.S.A. § 1434(a)(11)	\$ 35	540	\$18,909	\$ 50	\$ 85	540	\$45,921	\$ 27,013	Proposed fee increase	142.9%	General
Annual accounts on decedent's estates filed for any period ending more than one year following the opening of the estate	32 V.S.A. § 1434(a)(12)	\$ 30	-	\$0	\$ 55	\$ 85	-	\$0	\$ -	Proposed fee increase	183.3%	General

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Adoptions	32 V.S.A. § 1434(a)(13)	\$ 100	248	\$24,842	\$ 50	\$ 150	248	\$37,262	\$ 12,421	Proposed fee increase	50.0%	General
Guardianships for Minors	32 V.S.A. § 1434(a)(15)	\$ 90	347	\$31,185	\$ 60	\$ 150	347	\$51,975	\$ 20,790	Proposed fee increase	66.7%	General
Guardianships for Adults	32 V.S.A. § 1434(a)(16)	\$ 105	384	\$40,274	\$ 45	\$ 150	384	\$57,535	\$ 17,260	Proposed fee increase	42.9%	General
Petition for Change of Name	32 V.S.A. § 1434(a)(17)	\$ 135	444	\$59,963	\$ 15	\$ 150	444	\$66,626	\$ 6,663	Proposed fee increase	11.1%	General
Filing of Will for Safekeeping	32 V.S.A. § 1434(a)(18)	\$ 25	1,745	\$43,621	\$ 5	\$ 30	1,745	\$52,345	\$ 8,724	Proposed fee increase	20.0%	County
Filing of subsequent will for safe keeping, same probate division or transfer to another	32 V.S.A. § 1434(a)(19)	\$ 15	386	\$5,794	\$ 15	\$ 30	386	\$11,589	\$ 5,794	Proposed fee increase	100.0%	County
Corrections for Vital Records	32 V.S.A. § 1434(a)(20)	\$ 30	110	\$3,300	\$ 10	\$ 40	110	\$4,400	\$ 1,100	Proposed fee increase	33.3%	General
Orders of Authorization	32 V.S.A. § 1434(a)(21)	\$ 30	-	\$0	\$ 20	\$ 50	-	\$0	\$ -	Proposed fee increase	66.7%	General
Conveyances of Title to real estate pursuant to 14 V.S.A. §1801	32 V.S.A. § 1434(a)(22)	\$ 55	25	\$1,375	\$ 45	\$ 100	25	\$2,500	\$ 1,125	Proposed fee increase	81.8%	General
Petition concerning Advanced Directives pursuant to 18 V.S.A Chapter 107, subchapter 3	32 V.S.A. § 1434(a)(23)	\$ 80	-	\$0	\$ 20	\$ 100	-	\$0	\$ -	Proposed fee increase	25.0%	General
Civil actions brought pursuant to Subchapter 3 of Chapter 107 of Title 18	32 V.S.A. § 1434(a)(24)	\$ 55	-	\$0	\$ 45	\$ 100	-	\$0	\$ -	Proposed fee increase	81.8%	General
Petitions for Licenses to Sell Real Estate	32 V.S.A. § 1434(a)(26)	\$ 55	529	\$29,080	\$ 45	\$ 100	529	\$52,872	\$ 23,792	Proposed fee increase	81.8%	General
NEW - Petitions for Licenses to Sell PERSONAL PROPERTY	NEW	\$ -	-	\$0	\$ 100	\$ 100	529	\$52,872	\$ 52,872	Assume same pattern as petitions for licenses to sell real estate		General
Petitions for Minor Settlements	32 V.S.A. § 1434(a)(27)	\$ 30	46	\$1,380	\$ 60	\$ 90	46	\$4,140	\$ 2,760	Proposed fee increase	200.0%	General

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Filing Fee, Supreme Court	32 V.S.A. § 1431(a)	\$ 265	152	\$ 40,280	\$ 30.00	\$ 295.00	152	\$ 44,840	\$ 4,560	Supreme Court Filing Fee	11.3%	General
Filing Fee, Superior Court	32 V.S.A. § 1431(b)(1)	\$ 265	5,420	\$ 1,436,300	\$ 30.00	\$ 295.00	5,420	\$ 1,598,900	\$ 162,600	Family Division Filing Fee	11.3%	General
Superior Court - Tax Appeal to the Superior Court	32 V.S.A. § 1431(b)(1)	\$ 265	-	\$ -	\$ 30.00	\$ 295.00	-	\$ -	\$ -	Civil Division Filing Fee - Additional Surcharge	11.3%	General
Filing Fee for entry of Divorce, Annulment or Dissolution of Civil Union and Legal Separation (none for counterclaim) without Stipulation - Vermont Resident	32 V.S.A. § 1431(b)(2)	\$ 265	1,508	\$ 399,620	\$ 30.00	\$ 295.00	1,508	\$ 444,860	\$ 45,240	Family Division Filing Fee	11.3%	General
Filing Fee for entry of Divorce, Annulment or Dissolution of Civil Union and Legal Separation (none for counterclaim) with stipulation - Vermont Resident	32 V.S.A. § 1431(b)(2)	\$ 80	-	\$ -	\$ 10.00	\$ 90.00	-	\$ -	\$ -	Family Division Filing Fee	12.5%	General
Filing Fee for entry of Divorce, Annulment or Dissolution of Civil Union and Legal Separation (none for counterclaim) with Stipulation - Non-Resident	32 V.S.A. § 1431(b)(2)	\$ 160	-	\$ -	\$ 20.00	\$ 180.00	-	\$ -	\$ -		12.5%	General
Parentage or Desertion & Support without stipulation	32 V.S.A. § 1431(b)(3)	\$ 105	-	\$ -	\$ 15.00	\$ 120.00	-	\$ -	\$ -	Family Division Filing Fee	14.3%	General
Parentage or Desertion & Support with stipulation	32 V.S.A. § 1431(b)(3)	\$ 30	-	\$ -	\$ 5.00	\$ 35.00	-	\$ -	\$ -	Family Division Filing Fee	16.7%	General
Motion to Enforce Parental Rights & Responsibilities, Parent/Child Contact, Property Division, or Maintenance without stipulation	32 V.S.A. § 1431(b)(4)	\$ 80	1,319	\$ 105,520	\$ 10.00	\$ 90.00	1,319	\$ 118,710	\$ 13,190	Family Division Filing Fee	12.5%	General
Motion to Enforce Parental Rights & Responsibilities, Parent/Child Contact, Property Division, or Maintenance with stipulation	32 V.S.A. § 1431(b)(4)	\$ 30	-	\$ -	\$ 5.00	\$ 35.00	-	\$ -	\$ -	Family Division Filing Fee	16.7%	General
Motion to Vacate or Modify Parental Rights and Responsibilities, Parent/Child Contact or Maintenance without stipulation	32 V.S.A. § 1431(b)(4)	\$ 105	-	\$ -	\$ 15.00	\$ 120.00	-	\$ -	\$ -	Family Division Filing Fee	14.3%	General
Motion to Vacate or Modify Parental Rights and Responsibilities, Parent/Child Contact or Maintenance with stipulation	32 V.S.A. § 1431(b)(4)	\$ 30	-	\$ -	\$ 5.00	\$ 35.00	-	\$ -	\$ -	Family Division Filing Fee	16.7%	General
Motion to Vacate or Modify Child Support without stipulation (No Fee with Stipulation)	32 V.S.A. § 1431(b)(5)	\$ 40	-	\$ -	\$ 5.00	\$ 45.00	-	\$ -	\$ -	Family Division Filing Fee	12.5%	General
Registration of Child Custody from another state	32 V.S.A. § 1431(b)(6)	\$ 80	-	\$ -	\$ 10.00	\$ 90.00	-	\$ -	\$ -		12.5%	General
Registration of child custody from another state unless simultaneous motion to enforce, in addition to fee in subsection (4)	32 V.S.A. § 1431(b)(6)	\$ 35	-	\$ -	\$ 5.00	\$ 40.00	-	\$ -	\$ -		14.3%	General

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Small Claims Entry Fee for a claim of more than \$1,000 to \$5,000	32 V.S.A. § 1431(c)(1)	\$ 80	2,141	\$ 171,280	\$ 10.00	\$ 90.00	2,141	\$ 192,690	\$ 21,410	Civil Division Filing Fee	12.5%	General
Small Claims Entry Fee for a claim of \$1000 or less	32 V.S.A. § 1431(c)(1)	\$ 55	887	\$ 48,785	\$ 10.00	\$ 65.00	887	\$ 57,655	\$ 8,870	Civil Division Filing Fee	18.2%	General
Small Claims Post judgment: Motion	32 V.S.A. § 1431(c)(1)	\$ 55	1,176	\$ 64,680	\$ 10.00	\$ 65.00	1,176	\$ 76,440	\$ 11,760	Civil Division Filing Fee	18.2%	General
Small Claims Counterclaim for more than \$500 to \$5000	32 V.S.A. § 1431(c)(1)	\$ 30	91	\$ 2,730	\$ 5.00	\$ 35.00	91	\$ 3,185	\$ 455	Civil Division Filing Fee	16.7%	General
Small Claims Counterclaim for \$500 or less	32 V.S.A. § 1431(c)(1)	\$ 20	-	\$ -	\$ 5.00	\$ 25.00	-	\$ -	\$ -	Civil Division Filing Fee	25.0%	General
Supreme and Superior Court-Subsequent pleading which sets forth a claim for relief: appeal, cross-claim, third-party claim	32 V.S.A. § 1431(d)	\$ 105	-	\$ -	\$ 15.00	\$ 120.00	-	\$ -	\$ -	Civil Division Filing Fee	14.3%	General
Superior Court - Subsequent pleading which sets forth a claim for relief: Counter Claim Filing Fee	32 V.S.A. § 1431(d)	\$ 80	191	\$ 15,280	\$ 10.00	\$ 90.00	191	\$ 17,190	\$ 1,910	Civil Division Filing Fee	12.5%	General
Magistrate Appeal	32 V.S.A. § 1431(d)	\$ 105	20	\$ 2,100	\$ 15.00	\$ 120.00	20	\$ 2,400	\$ 300	Family Division Filing Fee	14.3%	General
Civil Suspension (Waived for State, assessed against respondent if denies and requests hearing and the state prevails)	32 V.S.A. § 1431(d)	\$ 80	753	\$ 60,240	\$ 10.00	\$ 90.00	753	\$ 67,770	\$ 7,530	Criminal Division Filing Fee	12.5%	General
Post-judgment Motions (Civil, Criminal, Environmental Divisions), including motions to reopen civil suspensions and motions for sealing or expungement in Criminal Division	32 V.S.A. § 1431(e)	\$ 80	250	\$ 20,000	\$ 10.00	\$ 90.00	250	\$ 22,500	\$ 2,500	Court Filing Fee	12.5%	General
NEW - CIVIL Petitions for Minor Settlements	NEW	\$ 90	-	\$ -	\$ -	\$ 90.00	15	\$ 1,350	\$ 1,350	Creates parallel "minor settlement" filing in Civil	0.0%	General
Filing Fee, Judicial Bureau (waived for state, assessed against respondent if denies and requests hearing and the state prevails)	32 V.S.A. § 1431(f)	\$ 55	-	\$ -	\$ 10.00	\$ 65.00	-	\$ -	\$ -		18.2%	General
Post Judgment Motions- Judicial Bureau	32 V.S.A. § 1431(g)	\$ 40	-	\$ -	\$ 5.00	\$ 45.00	-	\$ -	\$ -		12.5%	General
Appeal from Judicial Bureau	32 V.S.A. § 1431(g)	\$ 105	97	\$ 10,185	\$ 15.00	\$ 120.00	97	\$ 11,640	\$ 1,455	Criminal Division Filing Fee	14.3%	General
NEW - In Forma Pauperis - minimum copay	NEW	\$ -	-	\$ 0	\$ 10	\$ 10	3,500	\$ 35,000	\$ 35,000	Applies to all filings and motions subject to fee schedule	#DIV/0!	General

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Subtotal - Fee Changes			22,828	\$ 3,129,726			27,075	\$ 3,875,922	\$ 746,196			
Less County revenues			-2,131	\$ (49,415)			-2,131	\$ (63,934)	\$ (14,519)			
Grand Total - GF impact				\$ 3,080,311				\$ 3,811,988	\$ 731,677			
Fees not changed:												
Relinquishments separate from adoptions	32 V.S.A. § 1434(a)(14)	\$ 100	-	\$0	\$ -	\$ 100	-	\$0	\$ -	No change	0.0%	General
Petitions for Partial Decree	32 V.S.A. § 1434(a)(25)	\$ 105	204	\$21,398	\$ -	\$ 105	204	\$21,398	\$ -	No change	0.0%	General
		Current	Proposed	Change	Percent Change							
	Probate	\$752,726	\$1,180,792	\$428,066	56.9%							
	All Other	\$ 2,377,000	\$ 2,695,130	\$318,130	13.4%							
	Total	\$3,129,726	\$3,875,922	\$746,196	23.8%							