

1 H.515

2 Introduced by Committee on Ways and Means

3 Date:

4 Subject: Taxation; judicial fees

5 Statement of purpose of bill as introduced: This bill proposes to adjust certain

6 Executive Branch and Judiciary fees.

7 An act relating to Executive Branch and Judiciary fees

8 It is hereby enacted by the General Assembly of the State of Vermont:

9 Sec. 1. 32 V.S.A. § 1431 is amended to read:

10 § 1431. FEES IN SUPREME AND SUPERIOR COURTS

11 \* \* \*

12 (b)(1) Except as provided in subdivisions (2)–(5) of this subsection, prior to  
13 the entry of any cause in the Superior Court, there shall be paid to the clerk of  
14 the court for the benefit of the State a fee of \$295.00 in lieu of all other fees not  
15 otherwise set forth in this section.

16 \* \* \*

17 (6) Prior to the registration in Vermont of a child custody determination  
18 issued by a court of another state, there shall be paid to the clerk of the court  
19 for the benefit of the State a fee of \$90.00 unless the request for registration is

1 filed with a simultaneous motion for enforcement or modification, in which  
2 event the fee for registration shall be \$40.00 in addition to the fee for the  
3 motion as provided in subdivision (4) of this subsection.

4 \* \* \*

5 (e) Prior to the filing of any postjudgment motion in the Civil, Criminal, or  
6 Environmental Division of the Superior Court, including motions to reopen  
7 civil suspensions and motions for sealing or expungement in the Criminal  
8 Division pursuant to 13 V.S.A. § 7602, or motions to reopen existing cases in  
9 the Probate Division of the Superior Court, there shall be paid to the clerk of  
10 the court for the benefit of the State a fee of \$90.00 except for small claims  
11 actions and estates. A filing fee of \$90.00 shall be paid to the clerk of the court  
12 for a civil petition for minor settlements.

13 \* \* \*

14 Sec. 2. 32 V.S.A. § 1434 is amended to read:

15 § 1434. PROBATE CASES

16 (a) The following entry fees shall be paid to the Probate Division of the  
17 Superior Court for the benefit of the State, except for subdivisions (18) and  
18 (19) of this subsection which shall be for the benefit of the county in which the  
19 fee was collected:

20 \* \* \*

1	(12) Annual accounts on decedents'	
2	estates filed for any period ending	
3	more than one year following the	
4	<del>opening of the estate</del> <u>appointment</u>	
5	<u>of the administrator or executor</u>	\$85.00
6		* * *
7	(28) Petitions for minor settlement	
8	pursuant to 14 V.S.A. § 2643	\$90.00
9	<u>(29) Motion to Reopen Estate for</u>	
10	<u>newly discovered asset</u>	<u>fee based on the</u>
11		<u>value of the newly</u>
12		<u>discovered asset,</u>
13		<u>pursuant to</u>
14		<u>subdivisions</u>
15		<u>(1)-(8) of this</u>
16		<u>subsection.</u>
17	<u>(30) Affidavit procedure for small estates</u>	
18	<u>pursuant to Rule 80.3h of the</u>	
19	<u>Vermont Rules of Probate Procedure</u>	<u>\$50.00</u>



1 rate of ~~4.75~~ 1.4 percent of the direct calendar year premium for workers'  
2 compensation insurance, one percent of self-insured workers' compensation  
3 losses, and one percent of workers' compensation losses of corporations  
4 approved under this chapter. Disbursements from the Fund shall be on  
5 warrants drawn by the Commissioner of Finance and Management in  
6 anticipation of receipts authorized by this section.

7 Sec. 5. EFFECTIVE DATE

8 This act shall take effect on July 1, 2017.