

**FILING FEES BY CASE TYPE COLLECTED BY THE CLERK
(EFFECTIVE JULY 1, 2009)
NO CHANGES IN 2010**

CRIMINAL CASES

Criminal Costs Fee	IC 33-37-4-1	\$120.00	
Marijuana Eradication Program Fee	IC 33-37-5-7	*	
Alcohol and Drug Services Program Fee	IC 33-37-5-8(b)	*	
Law Enforcement Continuing Education Fee	IC 33-37-5-8(c)	4.00	
Drug Abuse, Prosecution, Interdiction, and Correction Fee	IC 33-37-5-9	*	
Alcohol and Drug Countermeasures Fee	IC 33-37-5-10	*	
Child Abuse Prevention Fee	IC 33-37-5-12	*	
Domestic Violence Prevention and Treatment Fee	IC 33-37-5-13	*	
Highway Work Zone Fee	IC 33-37-5-14		(1)
Deferred Prosecution Fee	IC 33-37-5-17		(2)
Safe School Fee	IC 33-37-5-18	*	
Jury Fee	IC 33-37-5-19	2.00	
Document Storage Fee	IC 33-37-5-20	2.00	
Automated Record Keeping Fee	IC 33-37-5-21	7.00	
Late Payment Fee	IC 33-37-5-22	*	
Sexual Assault Victims Assistance Fee	IC 33-37-5-23	*	
Public Defense Administration Fee	IC 33-37-5-21.2	3.00	
Judicial Insurance Adjustment Fee	IC 33-37-5-25	1.00	
Judicial Salaries Fee	IC 33-37-5-26	18.00	
DNA Sample Processing Fee	IC 33-37-5-26.2	2.00	
Court Administration Fee	IC 33-37-5-27	<u>5.00</u>	
Total Criminal Filing Fee		<u>\$164.00</u>	(3) \$177.00

* Judge determines if this fee is to be collected and the amount of the fee.

(1) Collect \$.50 only if traffic offense and could be \$25.50 if exceeding the worksite speed limit or failure to merge.

(2) \$120 fee for court costs if the criminal action is a misdemeanor and the defendant enters the pretrial diversion program.

(3) Total is \$177 if you are collecting the sheriffs service of process fee of \$13

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CIVIL CASES

Civil Costs Fee	IC 33-37-4-4	\$100.00	
Document Storage Fee	IC 33-37-5-20	2.00	
Automated Record Keeping Fee	IC 33-37-5-21	7.00	
Public Defense Administration Fee	IC 33-37-5-21.2	3.00	
Judicial Insurance Adjustment Fee	IC 33-37-5-25	1.00	
Judicial Salaries Fee	IC 33-37-5-26	18.00	
Court Administration Fee	IC 33-37-5-27	5.00	
Service Fee	IC 33-37-5-28		(1)
Civil Garnishee Service Fee	IC 33-37-5-28		(2)
Alternative Dispute Resolution Fee	IC 33-23-6-1		(3)
Mortgage Foreclosure Education and Counseling Fee	IC 33-37-5-30	<u> </u>	(4)
 Total Civil Filing Fee		 <u><u>\$136.00</u></u> (5)	 \$149.00

- (1) The clerk shall collect from the party filing the civil action, a service fee of \$10 for each additional defendant named other than the first named defendant. The clerk shall collect from any party adding a defendant, a service fee of \$10. This does not apply to an action in which the service is made by publication in accordance with Indiana Trial Rule 4.13.
- (2) Add a \$10 fee per garnishee defendant in excess of 3 whether named or added
- (3) If the county has an approved plan from the Judicial Conference of Indiana, the clerk shall collect from the party filing a petition for legal separation, paternity, or dissolution of marriage a fee of \$20.
- (4) Add a \$50 mortgage foreclosure counseling and education fee for all mortgage foreclosure actions filed after June 30, 2009 and before January 1, 2013.
- (5) Total is \$149 if you are collecting the sheriffs service of process fee of \$13

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JUVENILE CASES

Juvenile Costs Fee		\$120.00	
Marijuana Eradication Program Fee	IC 33-37-5-7	*	
Alcohol and Drug Services Program Fee	IC 33-37-5-8(b)	*	
Law Enforcement Continuing Education Fee	IC 33-37-5-8(c)	(1)	
Alcohol and Drug Countermeasures Fee	IC 33-37-5-10	*	
Jury Fee	IC 33-37-5-19	(1)	
Document Storage Fee	IC 33-37-5-20	2.00	
Automated Record Keeping Fee	IC 33-37-5-21	7.00	
Late Payment Fee	IC 33-37-5-22	*	
Public Defense Administration Fee	IC 33-37-5-21.2	3.00	
Judicial Insurance Adjustment Fee	IC 33-37-5-25	1.00	
Judicial Salaries Fee	IC 33-37-5-26	18.00	
DNA Sample Processing Fee	IC 33-37-5-26.2	(1)	
Court Administration Fee	IC 33-37-5-27	5.00	
Alternative Dispute Resolution Fee	IC 33-23-6-1	_____ (2)	
 Total Juvenile Filing Fees		 <u>\$156.00</u> (3)	 \$169.00

* Judge determines if this fee is to be collected and the amount of the fee.

- (1) If the case is a criminal case, then these fees are collected upon conviction. Which would make the total filing fee for a juvenile criminal case \$164 or \$177.
- (2) If the county has an approved plan from the Judicial Conference of Indiana, the clerk shall collect from the party filing a petition for legal separation, paternity, or dissolution of marriage a fee of \$20.
- (3) Total is \$169 if you are collecting the sheriffs service of process fee of \$13

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SMALL CLAIMS CASES

Small Claims Costs Fee	IC 33-37-4-6	\$35.00	
Small Claims Service Fee	IC 33-37-4-6	10.00	(1)
Additional Small Claims Service Fee	IC 33-37-4-6	*	
Small Claims Garnishee Service Fee	IC 33-37-4-6		(2)
Document Storage Fee	IC 33-37-5-20	2.00	
Automated Record Keeping Fee	IC 33-37-5-21	7.00	
Public Defense Administration Fee	IC 33-37-5-21.2	3.00	
Judicial Insurance Adjustment Fee	IC 33-37-5-25	1.00	
Judicial Salaries Fee	IC 33-37-5-26	13.00	
Court Administration Fee	IC 33-37-5-27	<u>5.00</u>	
 Total Small Claims Filing Fees		 <u>\$76.00</u>	 (3) \$89.00

* \$10 fee per defendant added to the action.

(1) Fee is per defendant named and paid by the party filing the action.

(2) Add a \$10 fee per garnishee defendant in excess of 3 whether named or added

(3) Total is \$89 if you are collecting the sheriffs service of process fee of \$13

PROBATE CASES

Probate Costs Fee	IC 33-37-4-7	\$120.00	
Document Storage Fee	IC 33-37-5-20	2.00	
Automated Record Keeping Fee	IC 33-37-5-21	7.00	
Public Defense Administration Fee	IC 33-37-5-21.2	3.00	
Judicial Insurance Adjustment Fee	IC 33-37-5-25	1.00	
Judicial Salaries Fee	IC 33-37-5-26	18.00	
Court Administration Fee	IC 33-37-5-27	<u>5.00</u>	
 Total Probate Filing Fees		 <u>\$156.00</u>	 (1) \$169.00

(1) Total is \$169 if you are collecting the sheriffs service of process fee of \$13

**FILING FEES BY CASE TYPE COLLECTED BY THE CLERK
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INFRACTION/ORDINANCE VIOLATION CASES

Infraction or Ordinance Violation Costs Fee		\$70.00	
Alcohol and Drug Services Program Fee	IC 33-37-5-8(b)	*	
Law Enforcement Continuing Education Fee	IC 33-37-5-8(c)	4.00	
Alcohol and Drug Countermeasures Fee	IC 33-37-5-10	*	
Highway Work Zone Fee	IC 33-37-5-14	(1)	
Deferred Prosecution Fee	IC 33-37-5-17	(2)	
Jury Fee	IC 33-37-5-19	2.00	
Document Storage Fee	IC 33-37-5-20	2.00	
Automated Record Keeping Fee	IC 33-37-5-21	7.00	
Late Payment Fee	IC 33-37-5-22	*	
Public Defense Administration Fee	IC 33-37-5-21.2	3.00	
Judicial Insurance Adjustment Fee	IC 33-37-5-25	1.00	
Judicial Salaries Fee	IC 33-37-5-26	18.00	
DNA Sample Processing Fee	IC 33-37-5-26.2	2.00	
Court Administration Fee	IC 33-37-5-27	<u>5.00</u>	
 Total Infraction/Ordinance Violations Filing Fees		 <u>\$114.00</u> (3)	 \$127.00

* Judge determines if this fee is to be collected and the amount of the fee.

- (1) Collect \$.50 only if traffic offense and could be \$25.50 if exceeding the worksite speed limit or failure to merge.
- (2) \$120 fee for court costs if the criminal action is a misdemeanor and the defendant enters the pretrial diversion program.
- (3) Total is \$127 if you are collecting the sheriffs service of process fee of \$13

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PRETRIAL DIVERSION PROGRAM

Deferred Prosecution Fee	IC 33-37-5-17	\$120.00
Initial User Fee	IC 33-37-4-1(c)	50.00
Monthly User Fee	IC 33-37-4-1(c)	60.00 (1)

Under IC 33-37-5		
A highway work zone fee (if driving offense)		\$0.50
A document storage fee		2.00
An automated record keeping - deferral/diversion fee		7.00
A public defense administration fee		3.00
A judicial insurance adjustment fee		1.00
A judicial salaries fee		18.00
A court administration fee		5.00
A DNA sample processing fee		2.00

Total		\$268.50 (driving offense)
		\$268.00 (non-driving offense)

(1) Monthly fee is \$10 for each month that the person remains in the pretrial diversion program. This scenario would illustrate a 6 month program. Your county may have different time ranges for the program which will cause your total to be different.

DEFERRAL PROGRAM

Moving Traffic Offense Court Cost	IC 34-28-5-1	\$70.00 (1)
Initial User Fee *	IC 33-37-4-2(e)	52.00 (2)
Monthly User Fee *	IC 33-37-4-2(e)	60.00 (3)

Under IC 33-37-5		
A highway work zone fee (if driving offense)		\$0.50
A document storage fee		2.00
An automated record keeping - deferral/diversion fee		7.00

Total		\$191.50 (driving offense)
		\$191.00 (non-driving offense)

(1) If the infraction or violation is not a moving traffic offense, then this will not be collected.

(2) \$50 goes to the deferral program and \$2 goes to the jury pay fund.

(3) Monthly fee is \$10 for each month that the person remains in the deferral program. This scenario would illustrate a 6 month program. Your county may have different time ranges for the program which will cause your total to be different.

* - Statute states these fees are not to exceed these amounts. Your prosecutor may have lower rates than the maximum allowed.

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SEATBELT VIOLATIONS

Class D Infraction	IC 9-19-10-8	<u>\$25.00</u>
	IC 34-28-5-4	

CHILD RESTRAINT SYSTEM VIOLATIONS

Class D Infraction	IC 9-19-11	<u>\$25.00</u> (1)
	IC 34-28-5-4	

(1) These judgments go to a separate account in the state general fund in accordance with IC 9-19-11-9. You will need to account for these separate from the seatbelt violations.

MISCELLANEOUS

Paternity are juvenile cases.
Adoptions are civil cases.
Guardianships are probate cases.

**FILING FEES BY CASE TYPE COLLECTED BY THE CLERK
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HARDSHIP LICENSE FEES

Court Costs (same as infraction)	IC 9-30-10-7	\$70.00
Civil Service Fee (If applicable)		(1)
Court Administration Fee	IC 33-37-5-27	5.00
Automated Record Keeping Fee	IC 33-37-5-21	7.00
Judicial Insurance Adjustment Fee	IC 33-37-5-25	1.00
Judicial Salaries Fee	IC 33-37-5-26	18.00
Public Defense Administration	IC 33-37-5-21.2	3.00
Document Storage Fee	IC 33-37-5-20	<u>2.00</u>
Total Hardship License Fees		<u><u>\$106.00</u></u>

(1) The clerk shall collect from the party filing the civil action, a service fee of \$10 for each additional defendant named other than the first named defendant. The clerk shall collect from any party adding a defendant, a service fee of \$10. This does not apply to an action in which the service is made by publication in accordance with Indiana Trial Rule 4.13.

SPECIAL DEATH BENEFIT FEES

Criminal Case Bail Bonds Special Death Benefit Fee (This fee is over and above the amount of the bail bond.)	<u><u>\$5.00</u></u>
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