
By: **Frederick County Delegation**

Introduced and read first time: February 9, 2006

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County - Courts - Filing Fee for Divorce Proceeding**

3 FOR the purpose of requiring the Clerk of Court of Frederick County to charge a
4 certain filing fee for a divorce proceeding; requiring the Clerk of Court each
5 month to pay the proceeds from the filing fees to the Board of County
6 Commissioners; requiring the Board of County Commissioners to distribute the
7 proceeds in a certain manner; and generally relating to filing fees for divorce
8 proceedings in Frederick County.

9 BY repealing and reenacting, with amendments,
10 Article - Courts and Judicial Proceedings
11 Section 7-202
12 Annotated Code of Maryland
13 (2002 Replacement Volume and 2005 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Courts and Judicial Proceedings**

17 7-202.

18 (a) (1) [The] EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION,
19 THE State Court Administrator shall determine the amount of all court costs and
20 charges for the circuit courts of the counties with the approval of the Board of Public
21 Works. The fees and charges shall be uniform throughout the State.

22 (2) The Comptroller of the State shall require clerks of court to collect all
23 fees required to be collected by law.

24 (b) The clerk may not charge the State, any county, municipality, or Baltimore
25 City any fee provided by this subtitle, unless the State, county, municipality, or
26 Baltimore City first gives its consent.

1 (c) The clerk is entitled to a reasonable fee for performing any other service
2 that is not enumerated in this subtitle or in §§ 3-601 through 3-603 of the Real
3 Property Article.

4 (d) The State Court Administrator, as part of the Administrator's
5 determination of the amount of court costs and charges in civil cases, shall assess a
6 surcharge that:

7 (1) May not be more than \$25 per case; and

8 (2) Shall be deposited into the Maryland Legal Services Corporation
9 Fund established under § 7-408 of this title.

10 (e) If a party in a proceeding feels aggrieved by any fee permitted under this
11 subtitle or by §§ 3-601 through 3-603 of the Real Property Article, the party may
12 request a judge of that circuit court to determine the reasonableness of the fee.

13 (F) (1) IN FREDERICK COUNTY, THE CLERK OF COURT:

14 (I) SHALL CHARGE A FILING FEE OF \$100 FOR EACH DIVORCE
15 PROCEEDING; AND

16 (II) EACH MONTH, SHALL PAY THE PROCEEDS FROM THE FEES TO
17 THE BOARD OF COUNTY COMMISSIONERS.

18 (2) THE BOARD OF COUNTY COMMISSIONERS SHALL DISTRIBUTE THE
19 PROCEEDS EQUALLY TO HEARTLY HOUSE, INC. AND THE CHILD ADVOCACY CENTER
20 OF FREDERICK COUNTY.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2006.