

Effective 5/6/2026

Superseded 1/1/2027

78A-2-301 Civil fees of the courts of record -- Courts complex design.

- (1)
- (a) The fee for filing any civil complaint or petition invoking the jurisdiction of a court of record not governed by another subsection is \$375.
 - (b) The fee for filing a complaint or petition is:
 - (i) \$105 if the claim for damages or amount in interpleader exclusive of court costs, interest, and attorney fees is \$2,000 or less;
 - (ii) \$215 if the claim for damages or amount in interpleader exclusive of court costs, interest, and attorney fees is greater than \$2,000 and less than \$10,000;
 - (iii) \$375 if the claim for damages or amount in interpleader is \$10,000 or more;
 - (iv) except as provided in Subsection (1)(b)(v), \$350 if the petition is filed for an action described in Title 81, Chapter 4, Dissolution of Marriage;
 - (v) \$35 for a petition for temporary separation described in Section 81-4-104;
 - (vi) \$125 if the petition is for removal from the Sex, Kidnap, and Child Abuse Offender Registry under Section 53-29-204, 53-29-205, or 53-29-206; and
 - (vii) \$35 if the petition is for guardianship and the prospective ward is the biological or adoptive child of the petitioner.
 - (c) The fee for filing a small claims affidavit is:
 - (i) \$60 if the claim for damages or amount in interpleader exclusive of court costs, interest, and attorney fees is \$2,000 or less;
 - (ii) \$100 if the claim for damages or amount in interpleader exclusive of court costs, interest, and attorney fees is greater than \$2,000, but less than \$7,500; and
 - (iii) \$185 if the claim for damages or amount in interpleader exclusive of court costs, interest, and attorney fees is \$7,500 or more.
 - (d) The fee for filing a counter claim, cross claim, complaint in intervention, third party complaint, or other claim for relief against an existing or joined party other than the original complaint or petition is:
 - (i) \$55 if the claim for relief exclusive of court costs, interest, and attorney fees is \$2,000 or less;
 - (ii) \$165 if the claim for relief exclusive of court costs, interest, and attorney fees is greater than \$2,000 and less than \$10,000;
 - (iii) \$170 if the original petition is filed under Subsection (1)(a), the claim for relief is \$10,000 or more, or the party seeks relief other than monetary damages; and
 - (iv) \$130 if the original petition is filed for an action described in Title 81, Chapter 4, Dissolution of Marriage.
 - (e) The fee for filing a small claims counter affidavit is:
 - (i) \$50 if the claim for relief exclusive of court costs, interest, and attorney fees is \$2,000 or less;
 - (ii) \$70 if the claim for relief exclusive of court costs, interest, and attorney fees is greater than \$2,000, but less than \$7,500; and
 - (iii) \$120 if the claim for relief exclusive of court costs, interest, and attorney fees is \$7,500 or more.
 - (f) The fee for depositing funds under Section 57-1-29 when not associated with an action already before the court is determined under Subsection (1)(b) based on the amount deposited.
 - (g) The fee for filing a petition is:

- (i) \$240 for trial de novo of an adjudication of the justice court or of the small claims department; and
- (ii) \$80 for an appeal of a municipal administrative determination in accordance with Section 10-3-703.7.
- (h) The fee for filing a notice of appeal, petition for appeal of an interlocutory order, or petition for writ of certiorari is \$240.
- (i) The fee for filing a petition for expungement is \$150.
- (j)
 - (i) Fifteen dollars of the fees established by Subsections (1)(a) through (i) shall be allocated to and between the Judges' Contributory Retirement Trust Fund and the Judges' Noncontributory Retirement Trust Fund, as provided in Title 49, Chapter 17, Judges' Contributory Retirement Act, and Title 49, Chapter 18, Judges' Noncontributory Retirement Act.
 - (ii) Four dollars of the fees established by Subsections (1)(a) through (i) shall be allocated by the state treasurer to be deposited into the restricted account, Children's Legal Defense Account, as provided in Section 51-9-408.
 - (iii) Five dollars of the fees established under Subsections (1)(a) through (e), (1)(g), and (1)(s) shall be allocated to and deposited with the Dispute Resolution Account as provided in Section 78B-6-209.
 - (iv) Thirty dollars of the fees established by Subsections (1)(a), (1)(b)(iii) and (iv), (1)(d)(iii) and (iv), (1)(g)(ii), (1)(h), and (1)(i) shall be allocated by the state treasurer to be deposited into the restricted account, Court Security Account, as provided in Section 78A-2-602.
 - (v) Twenty dollars of the fees established by Subsections (1)(b)(i) and (ii), (1)(d)(ii) and (1)(g)(i) shall be allocated by the state treasurer to be deposited into the restricted account, Court Security Account, as provided in Section 78A-2-602.
- (k) The fee for filing a judgment, order, or decree of a court of another state or of the United States is \$35.
- (l) The fee for filing a renewal of judgment in accordance with Title 78B, Chapter 6, Part 18, Renewal of Judgment Act, is 50% of the fee for filing an original action seeking the same relief.
- (m) The fee for filing probate or child custody documents from another state is \$35.
- (n)
 - (i) The fee for filing an abstract or transcript of judgment, order, or decree of the State Tax Commission is \$30.
 - (ii) The fee for filing an abstract or transcript of judgment of a court of law of this state or a judgment, order, or decree of an administrative agency, commission, board, council, or hearing officer of this state or of the state's political subdivisions other than the State Tax Commission, is \$50.
- (o) The fee for filing a judgment by confession without action under Section 78B-5-205 is \$35.
- (p) The fee for filing an award of arbitration for confirmation, modification, or vacation under Title 78B, Chapter 11, Utah Uniform Arbitration Act, that is not part of an action before the court is \$35.
- (q) The fee for filing a petition or counter-petition to modify a domestic relations order other than a protective order or stalking injunction is \$100.
- (r) The fee for filing any accounting required by law is:
 - (i) \$15 for an estate valued at \$50,000 or less;
 - (ii) \$30 for an estate valued at \$75,000 or less but more than \$50,000;
 - (iii) \$50 for an estate valued at \$112,000 or less but more than \$75,000;

- (iv) \$90 for an estate valued at \$168,000 or less but more than \$112,000; and
- (v) \$175 for an estate valued at more than \$168,000.
- (s) The fee for filing a demand for a civil jury is \$250.
- (t) The fee for filing a notice of deposition in this state concerning an action pending in another state under Utah Rules of Civil Procedure, Rule 30 is \$35.
- (u) The fee for filing documents that require judicial approval but are not part of an action before the court is \$35.
- (v) The fee for a petition to open a sealed record is \$35.
- (w) The fee for a writ of replevin, attachment, execution, or garnishment is \$75 in addition to any fee for a complaint or petition.
- (x)
 - (i) The fee for a petition for authorization for a minor to marry required by Section 81-2-304 is \$5.
 - (ii) The fee for a petition for emancipation of a minor provided in Title 80, Chapter 7, Emancipation, is \$50.
- (y) The fee for a certificate issued under Section 26B-8-128 is \$8.
- (z) The fee for a certified copy of a document is \$4 per document plus 50 cents per page.
- (aa) The fee for an exemplified copy of a document is \$6 per document plus 50 cents per page.
- (bb) The fee for filing a notice to convene a three-judge panel described in Section 78A-5-102.7 is \$1,500.
- (cc) The Judicial Council shall, by rule, establish a schedule of fees for copies of documents and forms and for the search and retrieval of records under Title 63G, Chapter 2, Government Records Access and Management Act. Fees under Subsection (1)(cc) and (dd) shall be credited to the court as a reimbursement of expenditures.
- (dd) The Judicial Council may, by rule, establish a reasonable fee to allow members of the public to conduct a limited amount of searches on the Xchange database without having to pay a monthly subscription fee.
- (2) There is no fee for services or the filing of documents not listed in this section or otherwise provided by law.
- (3) Except as provided in this section, all fees collected under this section are paid into the General Fund at the time the clerk accepts the pleading for filing or performs the requested service.
- (4) The fees under this section may not be charged to the state, the state's agencies, or political subdivisions filing or defending any action.
- (5)
 - (a) Except as provided in Subsection (5)(b), in judgments awarded in favor of the state, the state's agencies, or political subdivisions, the court shall order the filing fees and collection costs to be paid by the judgment debtor.
 - (b) Subsection (5)(a) does not apply to a judgment awarded in favor of the Office of Recovery Services.
 - (c) The sums collected under Subsection (5)(a) shall be applied to the fees after credit to the judgment, order, fine, tax, lien, or other penalty and costs permitted by law.
- (6)
 - (a) The state court administrator shall ensure that all revenues representing the difference between the fees in effect after May 2, 1994, and the fees in effect before February 1, 1994, are transferred to the Division of Finance for deposit into the restricted account created in Subsection (7).
 - (b)

- (i) The state court administrator or a municipality shall transfer \$7 of the amount of a fine, or a voluntary payment under Section 77-7-21, paid for a violation of Title 41, Motor Vehicles, in a court of record to the Division of Finance for deposit into the restricted account created by this section.
 - (ii) The remaining amount of the fine, or voluntary payment under Section 77-7-21, after the \$7 transfer described in Subsection (6)(b)(i) shall be allocated in accordance with Section 78A-5-110.
 - (iii) The Division of Finance shall deposit all revenues received under this Subsection (6) into the restricted account created in Subsection (7).
- (7)
- (a) There is created within the General Fund a restricted account known as the State Courts Complex Account.
 - (b) The Legislature may appropriate money from the restricted account to the state court administrator for the following purposes only:
 - (i) to repay costs associated with the construction of the court complex that were funded from sources other than revenues provided for under this Subsection (7)(b)(i); and
 - (ii) to cover operations and maintenance costs on the court complex.

Amended by Chapter 284, 2026 General Session