

2nd Sub. S.B. 176

CIVIL FEES IN SMALL CLAIMS COURTS AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 5

MARCH 10, 2009 5:02 PM

Representative **Lorie D. Fowlke** proposes the following amendments:

1. *Page 1, Line 12 through Page 2, Line 31*

Senate 3rd Reading Amendments

3-4-2009:

12 This bill:

13 { ~~→ increases the jurisdictional amount for small claims court to \$12,500;~~ }

*** *Some lines not shown* ***

18 { ~~→ establishes the filing fee for a small claims affidavit at \$185 if the claim is between~~
19 ~~\$7,500 and \$10,000;~~

20 ~~→ establishes the filing fee for a small claims affidavit at \$300 if the claim is between~~
21 ~~\$10,000 and \$12,500;~~ }

*** *Some lines not shown* ***

27 { ~~→ establishes the filing fee for a small claims counter affidavit at \$150 if the claim,~~
28 ~~exclusive of court costs, interest, and attorney fees is between \$7,500 and \$10,000;~~

29 ~~and~~

30 ~~→ establishes the filing fee for a small claims counter affidavit at \$250 if the claim,~~
31 ~~exclusive of court costs, interest, and attorney fees is between \$10,000 and \$12,500. }~~

2. *Page 2, Lines 37 through 39*

Senate 3rd Reading Amendments

3-4-2009:

37 AMENDS:

38 78A-2-301, as renumbered and amended by Laws of Utah 2008, Chapter 3

39 { ~~78A-8-102, as renumbered and amended by Laws of Utah 2008, Chapter 3~~ }

3. *Page 3, Lines 58 through 63*

Senate 3rd Reading Amendments

3-4-2009:

58 (ii) [~~\$70~~] ~~\$~~→ [~~\$90~~] \$110 ←~~\$~~ if the claim for damages or amount in interpleader exclusive
58a of court

59 costs, interest, and attorney fees is greater than \$2,000 {+} . {+} {~~, but less than \$7,500;~~

60 ~~→ (iii) \$185 if the claim for damages or amount in interpleader exclusive of court costs;~~

61 ~~interest, and attorney fees is \$7,500 or more but less than \$10,000; and~~
62 ~~—— (iv) \$300 if the claim for damages or amount in interpleader exclusive of court costs,~~
63 ~~interest, and attorney fees is \$10,000 or more but less than \$12,501. }~~

4. Page 3, Lines 78 through 83

Senate 3rd Reading Amendments

3-4-2009:

78 (ii) [\$50] \$→ [\$70] \$90 ←\$ if the claim for relief exclusive of court costs, interest, and
78a attorney fees
79 is greater than \$2,000 {+} . {+} {, but less than \$7,500;
80 ~~(iii) \$150 if the claim for relief exclusive of court costs, interest, and attorney fees is~~
81 ~~\$7,500 or more but less than \$10,000; and~~
82 ~~—— (iv) \$250 if the claim for relief exclusive of court costs, interest, and attorney fees is~~
83 ~~\$10,000 or more but less than \$12,501. }~~

5. Page 8, line 214 through Page 9, line 244: Delete lines 214 through 244.