

---

**LEGISLATURE OF PENNSYLVANIA.**

---

**FILE OF THE HOUSE OF REPRESENTATIVES.**

**No. 1034**      **Session of**  
**1919.**

---

INTRODUCED BY MR. McGEARY, MARCH 24, 1919.

---

REFERRED TO COMMITTEE ON JUDICIARY LOCAL,  
MARCH 24, 1919.

---

**AN ACT**

To amend sections four and five of an act approved the second day of April one thousand eight hundred and sixty-eight (Pamphlet Laws three) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth"

1      Section 1 *Be it enacted by the Senate and House of Repre-*  
2 *sentatives of the Commonwealth of Pennsylvania in General Assembly*  
3 *met and it is hereby enacted by the authority of the same* That  
4 section four of an act approved the second day of April  
5 one thousand eight hundred and sixty-eight (Pamphlet Laws  
6 three) entitled "An act to ascertain and appoint the  
7 fees to be received by the several officers of this Com-  
8 monwealth" which reads as follows

9      "Section 4 The fees of the several clerks of the  
10 courts of quarter sessions of the several counties of this  
11 Commonwealth shall be as follows to wit

1 Venire for and swearing grand jury to be paid by  
2 the county ninety cents

3 Filing and entering if necessary all papers relating to  
4 one prosecution where true bills are found including ar-  
5 raignment of defendant entering pleas and stationery one  
6 dollar and fifty cents

7 The same services where bill is returned ignoramus in-  
8 cluding discharge by proclamation seventy-five cents

9 Calling recognizance and entry of forfeiture twenty cents

10 Taking recognizance in court each person twenty-five cents

11 Respiting or discharging forfeited recognizance and mo-  
12 tion therefor fifteen cents

13 Every motion and rule twenty-five cents

14 Continuance ten cents

15 Entering retraction of pleas or nolle prosequi twenty  
16 cents

17 Entering submission and judgment sixty cents

18 Swearing jury witnesses constable and entering verdict  
19 and judgment sixty cents

20 All services in cases of surety of the peace except  
21 subpoeas or attachments or for taking recognizances sixty  
22 cents

23 Process on indictment docket entry and return seventy-  
24 five cents

25 Copy of rule or order of court with certificate and  
26 seal forty cents

27 Filing petition and order thereon twenty cents

28 Filing petition for a view or re-view of a road or  
29 bridge and order under seal ninety cents

1 Recording return of viewers and confirmation for every  
2 eight words one cent.

3 Order to open road under seal one dollar and twenty-  
4 five cents

5 Certificate for pay of road or bridge viewers to be  
6 paid by the county each case ~~thirty~~ cents

7 Constable's bond twenty-five cents

8 Receiving and entering constable's return to be paid  
9 by county fifteen cents

10 Filing and recording returns of borough and township  
11 elections each person elected to be paid by the county  
12 ten cents

13 Issuing subpoena under seal thirty cents

14 Each name after the first two cents

15 Issuing attachment entering motion therefor and return  
16 forty cents

17 Copy of record or of any paper filed for every eight  
18 words one cent

19 Certificate and seal thirty cents

20 Every search where no other service is performed to  
21 which any fee is attached fifteen cents

22 Taxing costs other than the clerk of the sessions  
23 twenty-five cents

24 Re-taxing parties' bill of costs and making report fifty  
25 cents

26 Making return to writ of error one dollar

27 Entering proceedings of supreme court forty cents

28 Entering appeals from justices forty cents

1 Certificate for pay of jurors' crier and constables paid  
2 by the county seventy-five cents

3 Issuing notice to defaulting jurors each twenty-five cents

4 Issuing fi fa against defaulting jurors fifty cents

5 Filing any paper not relating to any suit pending  
6 and not hereinbefore provided for fifteen cents

7 All proceedings in tavern or eating house licenses ex-  
8 cept certificate one dollar

9 All proceedings on pedler's license one dollar

10 Every warrant of seizure and proceedings thereon one  
11 dollar

12 The fees for services not herein specifically provided  
13 shall be the same as for similar services" is hereby  
14 amended to read as follows

15 Section 4 The fees of the several clerks of the  
16 courts of the quarter sessions of the several counties of  
17 this Commonwealth shall be as follows to wit

18 Issuing venire for the grand jury to be paid by  
19 the county on dollar

20 Issuing venire for traverse jurors to be paid by the  
21 county one dollar

22 Issuing venire for special jurors to be paid by the  
23 county one dollar

24 Recording grand jurors venire one dollar

25 Filing and recording grand jury presentment four dol-  
26 lars

27 Recording venire traverse jurors one dollar

28 Recording of grand jurors and traverse jurors each  
29 name thirty cents

- 1 Transcribing and certifying jurors pay each juror fifty  
2 cents
- 3 Filing entering and indexing information in docket two  
4 dollars and fifty cents
- 5 Calling swearing jury transcribing and recording verdict  
6 and sentence two dollars
- 7 Taxing costs fifty cents
- 8 Services in cases of surety of peace and desertion  
9 and non-support two dollars
- 10 Recording return of grand jury where bill is returned  
11 ignoramus one dollar and fifty cents
- 12 Entering nolle pros or discontinuance before bill found  
13 one dollar
- 14 Entering nolle pros after bill is found one dollar and  
15 fifty cents
- 16 Fee for issuing subpoena under seal thirty cents
- 17 Discharge from jail fifty cents
- 18 Taking recognizance one dollar
- 19 Calling recognizance and entering of forfeitures fifty  
20 cents
- 21 Respiting or estreating recognizance twenty cents
- 22 Motion and rule fifty cents
- 23 Filing and entering motions for new trial fifty cents
- 24 Continuance twenty-five cents
- 25 Entering retraction of pleas twenty-five cents
- 26 Entering plea including submission and judgment etc  
27 one dollar and fifty cents

- 1 Attachments docket entry and return one dollar and
- 2 fifty cents
- 3 Fee for swearing filing and recording approval of con-
- 4 stables bond one dollar
- 5 Receiving and entering constables return twenty-five cents
- 6 Certificate for pay each constable charged to county
- 7 fifty cents
- 8 Recording constables returns each to be paid by county
- 9 fifty cents
- 10 Filing and recording returns of borough and township
- 11 elections each person elected to be paid by the county
- 12 twenty cents
- 13 Every search where no other services are performed
- 14 fifty cents
- 15 Taxing costs other than clerk of sessions fifty cents
- 16 Retaxing commonwealth's or defendant's bill of costs and
- 17 making report fifty cents
- 18 Making return to writ of error one dollar
- 19 Certifying case to be heard in appellate court four
- 20 dollars
- 21 Entering judgment or order of appellate court one dol-
- 22 lar and fifty cents
- 23 Certifying appeals from justice filing recording and en-
- 24 tering transcript two dollars and fifty cents
- 25 Entering decisions thereon one dollar and fifty cents
- 26 Filing entering and docketing petition for discharge two
- 27 dollars and fifty cents
- 28 Issuing notice or process against defaulting juror one
- 29 dollar

1 Filing any paper not relating to any suit pending  
2 and not herein before provided for thirty cents

3 Certificate to brewers distillers and retail license dealers  
4 under seal of court one dollar

5 All proceedings on pedlar's license one dollar and fifty  
6 cents

7 Every warrant of seizure and proceeding thereon one  
8 dollar and fifty cents

9 Entering rule of reference appointment of arbitration  
10 and services incident thereto two dollars

11 Entering satisfaction of judgment thirty cents

12 Filing and entering petition for appointments to be  
13 made by court two dollars and fifty cents

14 Filing and entering report of commission on lunacy  
15 proceedings two dollars and fifty cents

16 Certificate under seal fifty cents

17 Filing entering and indexing juvenile cases each case  
18 two dollars and fifty cents

19 Recording order thereon one dollar

20 Bail piece one dollar and fifty cents

21 Filing and docketing order of the court to be paid  
22 by county two dollars and fifty cents

23 In all criminal proceedings receiving disbursing and ac-  
24 counting for deposits on all cash bail or fines three per  
25 cent.

26 Commitment to county prison fifty cents

27 Commitment to penitentiary one dollar

28 Commitment to county work house one dollar

29 Commitment to home of refuge one dollar

1 Commitment to protectory one dollar

2 Certifying election returns in each district and all pro-  
3 ceeding thereon two dollars

4 Exemplified record per one hundred words twenty-five  
5 cents minimum fee two dollars

6 Notifying election officers to be paid by county fifty  
7 cents

8 Certifying election of each school director to be charged  
9 to each school district fifty cents

10 Reporting of election of supervisors to State Highway  
11 Department to be paid for by the county each fifty cents

12 Preparing files and records for cases on argument list  
13 payable by county each fifty cents

14 Attachments one dollar and fifty cents

15 Certified copy of docket entry one dollar

16 Administering oaths other than in a case pending twenty-  
17 five cents

18 Filing and docketing petitions for appointments of viewers  
19 re-viewers or re-re-viewers in a road proceeding two dol-  
20 lars and fifty cents

21 Orders to open road under seal two dollars

22 Recording report thereof two dollars and fifty cents

23 Certifying copy of docket entry in road cases one dol-  
24 lar and fifty cents

25 Issuing certificate for report of viewers one dollar

26 Filing and entering exceptions to report of viewers  
27 one dollar

28 Certifying to report of viewers under seal two dollars  
29 and fifty cents

1 Making a search in any docket for five years last  
2 past one dollar each year over five years additional ten  
3 cents

4 Each reference cited twenty cents

5 Services for each Minute Court Clerk during term of  
6 court of quarter sessions payable by county per day five  
7 dollars

8 Receiving and paying over to county treasurer or as  
9 directed all costs except fees of the clerk of the sessions  
10 fines cash bails estreated recognizances et cetera three per  
11 cent

12 Recording all proceedings required by law not herein-  
13 before mentioned per page two dollars and fifty cents

14 Filing and docketing any petition not herein provided  
15 for two dollars and fifty cents

16 Entering order of court minimum fee fifty cents

17 The fees for service not herein specially provided shall  
18 be the same as for similar services

19 Section 2 That the fifth section of said act which  
20 reads as follows

21 FEES OF CLERKS OF OYER AND TERMINER

22 "Section 5 All services performed in any one prosecu-  
23 tion where a bill is found except for subpoena attach-  
24 ments for witnesses or process on indictment four dollars

25 When bill is returned ignoramus one dollar and twenty-  
26 five cents

27 For subpoena attachments seal and certificate and capias  
28 and other services not herei" provided for same fees as

1 are allowed to clerk of quarter sessions" is hereby amended  
2 to read as follows

3 Section 5 The fees of the several clerks of the courts  
4 of oyer and terminer of the several counties of the com-  
5 monwealth shall be as follows to wit

6 All services performed in any one prosecution where a  
7 bill is found except for subpoena attachments for witnesses  
8 or process on indictment five dollars

9 When a bill is returned ignoramus two dollars

10 For subpoenas attachments seal and certificate capias and  
11 other services not herein specially provided for the same  
12 fees shall be charged as are allowed the several clerks  
13 of the courts of quarter sessions  
14