

IN THE SUPREME COURT OF THE STATE OF ALASKA
ORDER NO. 1861

Amending Administrative Rule 9
regarding fees and adding a Note to
Civil Rule 69 regarding the new fee
for issuing writs of execution.

IT IS ORDERED:

1. Administrative Rule 9 is amended to read as follows:

Rule 9. Fee Schedule.

The fees specified in this rule shall be charged for the services designated herein:

(a) In the Supreme Court and the Court of Appeals:

(1) Filing Fees:

(iA) Upon filing a written notice of appeal or cross-
appeal (Appellate Rule 204(b) or Rule 215(b)) \$~~150.00~~200.00

(iiB) Upon filing a petition for review or cross-
petition for review (Appellate Rule —403(a)) ~~150.00~~200.00

(iiiC) Upon filing original proceedings (Appellate
Rule 404) ~~150.00~~200.00

(ivD) Upon filing a petition for hearing (Appellate
Rule 303) ~~150.00~~200.00

(vE) There shall be no fee for filing a judicial bypass
appeal (Appellate Rule 220). -no fee

(F) There shall be no filing fee charged to a person
for filing a written notice of appeal or a petition for review

of a decision involving a claim for benefits under AS 23.20
(Employment Security Act).

(2) Miscellaneous Fees:

(iA) For preparation of case record for review by the
Supreme Court of the United States, ~~100.00~~150.00

(iiB) For copies of documents on file with the
supreme court or the court of appeals, paragraph (e)(1) of
this rule applies whether or not certified: Each page or
fraction thereof ~~0.25~~ .25

(iiiC) For copies of court opinions, per opinion ~~2.00~~3.00

(ivD) ~~Subp~~Paragraphs (e)(2) and (e)(4) of this rule
apply to certification and notary public services in the
appellate courts.

~~No person shall be charged a filing fee upon filing a
written notice of appeal or a petition for review of a
decision involving a claim for benefits under AS 23.20
(Employment Security Act).~~

(b) **Filing Fees—Superior Court:**

(1) Upon filing any civil case, including a petition for
deposition before action ~~150.00~~200.00

For a motion to modify an order or decree awarding child
custody, visitation, or support or awarding spousal
maintenance or allocating property \$50.00

(2) For probate matters:

(iA) ~~Initial~~Upon filing fee a trust or estate action
other than the registration or deposit of a will or trust

<u>document</u>	150.00 <u>200.00</u>
(ii <u>B</u>) For depositing a will with the court for safekeeping	40.00 <u>50.00</u>
No fee will be charged if the will of a protected person or ward is deposited by the guardian or conservator pursuant to AS 13.26.285(e) after the death of the protected person or ward.	
(iii <u>C</u>) For registration of a trust document	40.00 <u>50.00</u>
(iv <u>D</u>) Upon filing a petition for court approval of a minor's settlement, when it involves opening a new file,	75.00
(v <u>E</u>) <u>There shall be no fee for</u> For filing a petition for appointment of a temporary property custodian under AS 22.15.110(a)(3).	no fee
(vi <u>F</u>) <u>There shall be no fee for</u> For lodging a temporary property custodian affidavit and inventory.	no fee
(vii <u>G</u>) <u>There shall be no fee for</u> For filing a petition to bypass parental consent to an abortion under Probate Rule 20.	no fee
(<u>H</u>) <u>Upon filing any guardianship, conservatorship or other protective proceedings to include all services</u>	75.00 <u>100.00</u>

Except:

- (i) If a petitioner seeks appointment of a guardian or conservator or files another protective proceeding for more than one child at the same time, only one filing fee will be charged even though a separate petition must be filed for each child; and
- (ii) there shall be no fee for filing a petition for an ex parte

protective order under AS 13.26.207, an application for a temporary order under AS 13.26.208, or for modification of a protective order under AS 13.26.209(a).

(l) There shall be no fee for filing ~~Upon filing a petition for involuntary mental or alcohol commitment.~~

(3) Upon filing of an adoption proceeding 75.00100.00

If the petitioner seeks to adopt more than one child at the same time, only one filing fee will be charged even though a separate petition must be filed for each child.

~~(4) Upon filing any guardianship, conservatorship or other protective proceedings to include all services 75.00~~

~~If a petitioner seeks appointment of a guardian or conservator or files another protective proceeding for more than one child at the same time, only one filing fee will be charged even though a separate petition must be filed for each child.~~

~~(45) Upon filing an appeal, including a sentence appeal, cross-appeal, petition for review, or cross-petition for review from district court, except in forma pauperis cases 40.00~~50.00

~~(56) Upon filing an action to enjoin or enforce orders of the Alaska Worker's Compensation Board 150.00~~200.00

~~(67) There shall be no fee for~~ Upon filing an action for review of a decision by the Department of Labor under AS 23.20 (Employment Security Act). no fee

~~(78) Upon filing an appeal, cross-appeal, petition for review, or cross-petition for review from an administrative~~

order (AS 44.62.560) 150.00200.00

~~(9) In cases arising under the Uniform Reciprocal Enforcement of Support Act, all ordinary fees shall be charged, subject to the waiver provisions of Supreme Court Order No. 19*~~

~~(810) There shall be no fee for Upon filing a complaint or comparable pleading under the Uniform Interstate Family Support Act.~~ no fee

~~(911) There shall be no fee for Upon filing a petition for a domestic violence, stalking, or sexual assault protective order.~~ no fee

~~(1012) Upon filing a petition for change of name~~ 150.00

If the petitioner seeks to change the name of more than one family member at the same time, only one filing fee will be charged even though a separate petition must be filed for each person who is requesting a change of name under Civil Rule 84.

(c) Filing Fees — District Court:

(1) Filing fees, district court jurisdiction 90.00125.00

(2) Filing fees, small claims actions, claim for relief
(iA) \$2,500 or less 40.0050.00

(iiB) more than \$2,500 75.00100.00

No additional filing fee is due when a small claims case is removed to district or superior court.

- (3) There shall be no fee for filing Filing fees, a petitions for a domestic violence, stalking, or sexual assault protective order. no fee
- (4) There shall be no fee for filing a presumptive death petition.
- (5) There shall be no fee for filing a criminal, alcohol underage, or minor offense action.
- (d) **Electronic Recordings Transcript and Related Fees:**
- (1) For eElectronic transcriptsrecordings, other than electronic recordingstranscripts of sentencing proceedings provided pursuant to Criminal Rule 32.2(d), each recording 40.0020.00
- (2) For recording depositions with court recording equipment, per hour, or fraction thereof 25.00
- (e) **Miscellaneous Fees in the Superior Court and the District Court:**
- (1) Copying.
- (i) ~~For photocopying or making copies from microfiche or microfilm, the cost is per page is,~~ .25
- (A) For a single document or portion of a document 5.00
- (B) If copies of multiple documents are requested at the same time, for each additional document (after the first) 2.00

~~(A "page" means one side of a sheet of paper.)~~

~~(ii) For duplicating a microfiche sheet (dialzo) 5.00~~

(2) *Certification.*

A court can certify a copy of a document only if the original of the document is on file with the court. The cost of photocopying the document is included in the certification costs given below. For certifying a copy of any document, the cost is:

(iA) Each document ~~5.00~~ 10.00

(iiB) For each additional certified copy of the document requested at the same time 2.00

However, a party is entitled to receive one free certified copy of the final judgment or order in the party's case and one free certified copy of a clerk's certificate of name change under Civil Rule 84(c).

(3) For issuing exemplifications ~~10.00~~ 15.00

(4) For notary public services ~~3.00~~ 5.00

This fee shall not apply to notary services on documents which are to be filed in a pending action or which are related to official court business.

(5) For providing in writing requested information from search of records, per hour or fraction thereof ~~15.00~~ 30.00

(6) For service of process by the court:

(iA) By certified mail (postage provided by party) ~~4.00~~ 5.00

(iiB) By registered mail (postage provided by party) 10.00

A party requesting service of process by certified or registered mail must supply an addressed envelope, adequate postage, and appropriate postal forms.

(7)	For issuing marriage license	60.00
(8)	For performing marriage ceremony	25.00
(9)	<u>Marriage commissioner fee</u>	<u>25.00</u>
(10)	<u>For issuing writ of execution</u>	<u>50.00</u>

(f) **General Provisions:**

(1) No filing, certifying, or copying fee will be charged to any person determined to be indigent under Administrative Rule 10.

(2) No filing, writ, or certifying, mail process, or research fees will be charged to any agency of the State of Alaska. State agencies will not be charged copying fees except for copies of law library materials.

(23) Notarization required in an action by a person represented in such action by an attorney furnished to the person by an organization authorized to provide legal services to indigents is exempted from notary public fees provided under this schedule.

(34) Before accepting any civil action or proceeding for filing, a filing fee in the amount prescribed in this rule shall be collected. Further or additional fees or charges shall be made by the clerk or magistrate with respect to such action or proceeding only for additional services as specified in this rule.

(45) The fee for performance of a marriage ceremony shall be retained by the marriage commissioner as compensation for that service. A judicial officer or employee appointed as marriage

commissioner shall deposit such fee in accordance with Administrative Rule 5(b).

(56) No fee of any kind will be charged to a minor in a proceeding to bypass parental consent to an abortion under Probate Rule 20 or Appellate Rule 220.

Editor's Note: ~~Supreme Court Order 19 provides as follows:~~

~~"In the processing of all cases arising under the provisions of the Uniform Reciprocal Enforcement of Support Act (Ch. 31 SLA 1953, as amended, Ch. 19 SLA 1960), either as an initiating state or as a responding state, prepayment of filing fees, the cost of serving summons, procuring the presence of the defendant in court, and other costs as may be allowed by the superior court, shall be waived upon the filing in the case of a pauper's affidavit in suitable form.~~

~~"Where prepayment of fees or costs has been waived, any order of the superior court requiring the payment of money by the defendant shall specifically provide that the defendant reimburse the clerk of court for all waived fees and costs. The order of the court shall specify the amount of any fee or cost item and shall designate which state agency shall be reimbursed for such fee or cost. Upon collection of said fees and costs, the clerk shall deposit the same as reimbursement to the appropriate state agencies or departments pursuant to said order of court." (Supreme Court Order 19; amended by Supreme Court Order 59 effective January 1, 1964).~~

2. A Note is added to the end of Civil Rule 69 that reads as follows:

Note: The Alaska Court System charges a fee for issuing writs of execution. See Administrative Rule 9(e)(10). That fee is not a recoverable cost.

DATED: July 1, 2015

EFFECTIVE DATE: August 1, 2015

/s/
Chief Justice Stowers

/s/
Justice Fabe

/s/
Justice Winfree

/s/
Justice Maassen

/s/
Justice Bolger