OFFICIAL RECORDS OF
PINAL COUNTY RECORDER
VIRGINIA ROSS

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PINAL COUNTY BOARD OF SUPERVISORS
PO BOX 827
FLORENCE, AZ 85132

(The above space reserved for recording information)

ORDINANCE NO. 050615-JCFS

DOCUMENT TITLE

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Unofficial

ORDINANCE NO. 050615-JCFS

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF PINAL COUNTY, ARIZONA, TO BE KNOWN AS THE PINAL COUNTY JUSTICE COURT PUBLIC SERVICE FEE SCHEDULE ORDINANCE

WHEREAS, the products and services provided by the Justice of the Peace Courts in Pinal County, Arizona, hereinafter "Justice Courts," are consumed by members of the public requesting services which require the Justice Courts to expend monies assisting the public in accessing civil and criminal records, including but not limited to civil and criminal traffic, researching and locating documents, duplicating records, and making copies, as well as other costs associated with the servicing the public;

WHEREAS, Pinal County Supervisor's, hereinafter "Board," favors easing the burden on taxpayers by defraying or covering the cost of products and services requested by members of the public from those who cause the expenditure; and

WHEREAS, the Board finds that County wide, the Justice Courts expend substantial monies providing products and services to members of the public, which are not currently offset by fees collected.

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Board of Supervisors of Pinal County, Arizona, as follows:

ARTICLE 1 – AUTHORITY AND SCOPE

Sec. 100 This Ordinance is adopted pursuant to A.R.S. § 11-251.05 and A.R.S. § 11-251.08(A) which authorizes the Board of Supervisors to adopt and enforce all ordinances necessary or proper to carry out the duties, responsibilities and functions of the county government and to adopt fee schedules for any specific services provided by the county to the public.

ARTICLE 2 – SHORT TITLE

Sec. 200 This Ordinance may be referred to as the "Pinal County Justice Court Public Service Fee Schedule Ordinance."

ARTICLE 3 – FEES

Sec. 302 The Board may revise the fee schedule as needed to keep current with rising expenses to perform such Justice Court public services and products.

Sec. 303 The fee schedule may not assess clerk fees less than the statutory minimum for civil actions as codified in A.R.S. § 22-281.

Sec. 304 The adoption or revision of the Public Service Fee Schedule shall not affect any change in the Ordinance itself.

Sec. 305 The adoption of this Ordinance and the Public Service Fee Schedule shall not replace any existing Ordinance or fee schedule currently in place.

Sec. 306 If a check that has been presented to a Justice of the Peace Court relating to a product or service addressed in this Public Service Fee Schedule is returned by a payee bank for insufficient funds, the court shall assess a non-sufficient funds fee against the maker of the check.

Sec. 307 All fees collected pursuant to this Ordinance shall be tendered to the Pinal County Treasurer and deposited into the Pinal County Justice Court Recovery Fund.

Sec. 308 Monies deposited into the Pinal County Justice Court Recovery Fund pursuant to this Ordinance shall be subject to a continuing appropriation and shall not lapse.

Sec. 309 A fee assessed pursuant to the authority of this Ordinance shall constitute a lien in like manner as a judgment for money rendered in a civil action.

ARTICLE 4 – PROCEDURES

Sec. 400 The funds collected are to be included in the annual county budget and a Justice of the Peace shall direct a requisition for use of the funds to the Presiding Judge of the Pinal County Superior Court who shall approve or disapprove said requisition and, if approved, forward it to the County Manager for approval. Upon approval, the requisition shall be forwarded for procurement and upon receipt, payment by county warrant.

ARTICLE 5 – EFFECTIVE DATE

Sec. 500 This Ordinance shall become effective thirty days (30) from the date of adoption by the Board.

DRAFT
Official

PASSED AND ADOPTED this 6th day of May, 2015, by the Board of Supervisors of Pinal County, Arizona.

Pete Rios, Supervisor – District 1

Cheryl Chase, Chairman – District 2

Steve Miller, Supervisor – District 3

Anthony Smith, Supervisor – District 4

Todd House, Supervisor – District 5

ATTEST:

Sheri Cluff, Clerk of the Board

THE SEAL OF PINAL COUNTY, ARIZONA 1875

Official

PINAL COUNTY JUSTICE COURT PUBLIC SERVICE FEE SCHEDULE

WHEREAS, the Pinal County Board of Supervisors, pursuant to A.R.S. § 11-251.05, A.R.S. § 11-251.08, has authority to adopt fee schedules for specific products and services provided by Pinal County to the public; and

WHEREAS, Notice of Public Hearing was published at least fifteen days (15) prior to the public hearing and public hearing was held on May 6, 2015; and

WHEREAS, the Pinal County Justice Courts have provided a basis for the fees set forth below.

NOW, THEREFORE, the following fees are established and adopted for Justice Court public services and products provided to users of the Pinal County Justice Court to cover Justice Court expenses for products and services provided by the Pinal County Justice Court system.

Justices of the peace shall receive fees established and classified as follows in civil actions, including civil traffic:

Class	Description	Fee
A	Clerk fee	$ 25.00
	Document and transcript transfer on appeal	$ 25.00
	Certification of any documents	$ 25.00
	Issuance of writs	$ 25.00
	Filing any paper or performing any act for which a fee is not specifically prescribed	$ 25.00
	Subpoena (civil)	$ 25.00
	Research in locating a document	$ 25.00
	Seal a court file	$ 25.00
	Reopen a sealed court file	$ 25.00
	Record duplication	$ 25.00
B	A Non-sufficient Funds Fee	$ 25.00

Justices of the peace shall receive fees established and classified as follows in criminal actions, including criminal traffic:

Class	Description	Fee
A	Clerk fee	$ 25.00
	Documents and transcript transfer on appeal	$ 25.00
	Certification of any documents	$ 25.00
	Issue of writs	$ 25.00
	Filing any paper or performing any act for which a fee is not specifically prescribed	$ 25.00
	Subpoena (criminal)	$ 25.00
	Research in locating a document	$ 25.00
	Seal a court file	$ 25.00

	Reopen a sealed court file	$ 25.00
	Record duplication	$ 25.00
	Per page fee	
	Copies of any documents per page	$ 0.50
B	Non-sufficient Funds Fee	$ 25.00

PASSED AND ADOPTED this 6th day of May, 2015, by the Board of Supervisors of Pinal County, Arizona.

Cheryl Chase

Cheryl Chase, Chairman of the Board

ATTEST:

Sheri Cluff

Sheri Cluff, Clerk of the Board

Unofficial