

1 A bill to be entitled
2 An act relating to clerks of court; amending s.
3 28.101, F.S.; revising the collections requirements of
4 a clerk of court when a party petitions for a
5 dissolution of marriage; amending s. 28.2401, F.S.;
6 revising the collections requirements of a clerk of
7 court in probate matters; amending s. 28.241, F.S.;
8 revising the collections requirements of a clerk of
9 court in trial and appellate proceedings; revising the
10 allocation of filing fees in trial and appellate
11 proceedings in certain instances; amending s. 28.35,
12 F.S.; revising the duties of the Florida Clerks of
13 Court Operations Corporation; amending s. 28.37, F.S.;
14 revising the collections requirements of a clerk of
15 court as it relates to fines, fees, service charges,
16 and costs remitted to the state; amending s. 34.041,
17 F.S.; revising the collections requirements of a clerk
18 of court as it relates to filing fees in county court;
19 amending s. 40.29, F.S.; authorizing a clerk of court
20 to submit a request for reimbursement of certain due
21 process costs in criminal proceedings; providing
22 reimbursement to a clerk of court for an application
23 for civil indigency when certain requirements are met;
24 establishing submission and form requirements for
25 requests for reimbursement for an application for

26 civil indigency; requiring the Florida Clerks of Court
 27 Operations Corporation to certify the amount of
 28 certain court-related employee costs; amending s.
 29 318.18, F.S.; revising the collections requirements of
 30 a clerk of court as it relates to an additional civil
 31 penalty; removing a provision that excludes an
 32 additional civil penalty from the budget of the clerk
 33 of court; removing a provision that excludes an
 34 Article V assessment from the budget of the clerk of
 35 court; amending ss. 741.30, 784.046, 784.0485, F.S.;
 36 removing provisions allowing a clerk of court to
 37 request reimbursement; providing an effective date.

38

39 Be It Enacted by the Legislature of the State of Florida:

40

41 Section 1. Paragraph (c) of subsection (1) of section
 42 28.101, Florida Statutes, is amended to read:

43 28.101 Petitions and records of dissolution of marriage;
 44 additional charges.—

45 (1) When a party petitions for a dissolution of marriage,
 46 in addition to the filing charges in s. 28.241, the clerk shall
 47 collect and receive:

48 (c) A charge of \$37.50. ~~On a monthly basis,~~ The clerk
 49 shall deposit the moneys collected pursuant to this paragraph in
 50 the fine and forfeiture fund established pursuant to s. 142.01

51 ~~transfer the moneys collected pursuant to this paragraph to the~~
52 ~~Department of Revenue for deposit in the General Revenue Fund.~~

53 Section 2. Subsection (1) of section 28.2401, Florida
54 Statutes, is amended to read:

55 28.2401 Service charges and filing fees in probate
56 matters.—

57 (1) Except when otherwise provided, the clerk may impose
58 service charges or filing fees for the following services or
59 filings, not to exceed the following amounts:

60 (a) Fee for the opening of any estate of one document or
61 more, including, but not limited to, petitions and orders to
62 approve settlement of minor's claims; to open a safe-deposit
63 box; to enter rooms and places; for the determination of heirs,
64 if not formal administration; and for a foreign guardian to
65 manage property of a nonresident; but not to include issuance of
66 letters or order of summary administration.....\$230

67 (b) Charge for caveat\$40

68 (c) Fee for petition and order to admit foreign wills,
69 authenticated copies, exemplified copies, or transcript to
70 record\$230

71 (d) Fee for disposition of personal property without
72 administration.....\$230

73 (e) Fee for summary administration—estates valued at
74 \$1,000 or more.....\$340

75 (f) Fee for summary administration—estates valued at less

76	than \$1,000	\$230
77	(g) Fee for formal administration, guardianship,	
78	ancillary, curatorship, or conservatorship proceedings	\$395
79	(h) Fee for guardianship proceedings of person only ...	\$230
80	(i) Fee for veterans' guardianship pursuant to chapter 744	\$230
81	(j) Charge for exemplified certificates	\$7
82	(k) Fee for petition for determination of incompetency	\$230

83

84 The clerk shall remit \$115 of each filing fee collected under
 85 paragraphs (a), (c)-(i), and (k) to the Department of Revenue
 86 for deposit into the State Courts Revenue Trust Fund ~~and shall~~
 87 ~~remit \$15 of each filing fee collected under paragraphs (a),~~
 88 ~~(c), (d), (f), (h), (i), and (k), \$1 of each filing fee~~
 89 ~~collected under paragraph (j), \$5 of each filing fee collected~~
 90 ~~under paragraph (b), \$25 of each filing fee collected under~~
 91 ~~paragraph (e), and \$30 of each filing fee collected under~~
 92 ~~paragraph (g) to the Department of Revenue for deposit into the~~
 93 ~~General Revenue Fund.~~

94 Section 3. Paragraphs (a) and (d) of subsection (1) of
 95 section 28.241, Florida Statutes, are amended to read:

96 28.241 Filing fees for trial and appellate proceedings.—

97 (1) Filing fees are due at the time a party files a
 98 pleading to initiate a proceeding or files a pleading for
 99 relief. Reopen fees are due at the time a party files a pleading
 100 to reopen a proceeding if at least 90 days have elapsed since

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101 the filing of a final order or final judgment with the clerk. If
102 a fee is not paid upon the filing of the pleading as required
103 under this section, the clerk shall pursue collection of the fee
104 pursuant to s. 28.246.

105 (a)1.a. Except as provided in sub-subparagraph b. and
106 subparagraph 2., the party instituting any civil action, suit,
107 or proceeding in the circuit court shall pay to the clerk of
108 that court a filing fee of up to \$395 in all cases in which
109 there are not more than five defendants and an additional filing
110 fee of up to \$2.50, from which the clerk shall remit \$0.50 to
111 the Department of Revenue for deposit into the General Revenue
112 Fund, for each defendant in excess of five. Of the first \$200 in
113 filing fees, \$195 must be remitted to the Department of Revenue
114 for deposit into the State Courts Revenue Trust Fund, \$4 must be
115 remitted to the Department of Revenue for deposit into the
116 Administrative Trust Fund within the Department of Financial
117 Services and used to fund the contract with the Florida Clerks
118 of Court Operations Corporation created in s. 28.35, and \$1 must
119 be remitted to the Department of Revenue for deposit into the
120 Administrative Trust Fund within the Department of Financial
121 Services to fund audits of individual clerks' court-related
122 expenditures conducted by the Department of Financial Services.
123 ~~By the 10th of each month, the clerk shall submit that portion~~
124 ~~of the filing fees collected in the previous month which is in~~
125 ~~excess of one-twelfth of the clerk's total budget to the~~

126 ~~Department of Revenue for deposit into the Clerks of the Court~~
127 ~~Trust Fund.~~

128 b. The party instituting any civil action, suit, or
129 proceeding in the circuit court under chapter 39, chapter 61,
130 chapter 741, chapter 742, chapter 747, chapter 752, or chapter
131 753 shall pay to the clerk of that court a filing fee of up to
132 \$295 in all cases in which there are not more than five
133 defendants and an additional filing fee of up to \$2.50 for each
134 defendant in excess of five. Of the first \$100 in filing fees,
135 \$95 must be remitted to the Department of Revenue for deposit
136 into the State Courts Revenue Trust Fund, \$4 must be remitted to
137 the Department of Revenue for deposit into the Administrative
138 Trust Fund within the Department of Financial Services and used
139 to fund the contract with the Florida Clerks of Court Operations
140 Corporation created in s. 28.35, and \$1 must be remitted to the
141 Department of Revenue for deposit into the Administrative Trust
142 Fund within the Department of Financial Services to fund audits
143 of individual clerks' court-related expenditures conducted by
144 the Department of Financial Services.

145 c. An additional filing fee of \$4 shall be paid to the
146 clerk. The clerk shall remit \$3.50 to the Department of Revenue
147 for deposit into the Court Education Trust Fund and shall remit
148 50 cents to the Department of Revenue for deposit into the
149 Administrative Trust Fund within the Department of Financial
150 Services to fund clerk education provided by the Florida Clerks

151 of Court Operations Corporation. An additional filing fee of up
152 to \$18 shall be paid by the party seeking each severance that is
153 granted, from which the clerk shall remit \$3 to the Department
154 of Revenue for deposit into the General Revenue Fund. The clerk
155 may impose an additional filing fee of up to \$85, from which the
156 clerk shall remit \$10 to the Department of Revenue for deposit
157 into the General Revenue Fund, for all proceedings of
158 garnishment, attachment, replevin, and distress. Postal charges
159 incurred by the clerk of the circuit court in making service by
160 certified or registered mail on defendants or other parties
161 shall be paid by the party at whose instance service is made.
162 Additional fees, charges, or costs may not be added to the
163 filing fees imposed under this section, except as authorized in
164 this section or by general law.

165 2.a. Notwithstanding the fees prescribed in subparagraph
166 1., a party instituting a civil action in circuit court relating
167 to real property or mortgage foreclosure shall pay a graduated
168 filing fee based on the value of the claim.

169 b. A party shall estimate in writing the amount in
170 controversy of the claim upon filing the action. For purposes of
171 this subparagraph, the value of a mortgage foreclosure action is
172 based upon the principal due on the note secured by the
173 mortgage, plus interest owed on the note and any moneys advanced
174 by the lender for property taxes, insurance, and other advances
175 secured by the mortgage, at the time of filing the foreclosure.

176 The value shall also include the value of any tax certificates
177 related to the property. In stating the value of a mortgage
178 foreclosure claim, a party shall declare in writing the total
179 value of the claim, as well as the individual elements of the
180 value as prescribed in this sub-subparagraph.

181 c. In its order providing for the final disposition of the
182 matter, the court shall identify the actual value of the claim.
183 The clerk shall adjust the filing fee if there is a difference
184 between the estimated amount in controversy and the actual value
185 of the claim and collect any additional filing fee owed or
186 provide a refund of excess filing fee paid.

187 d. The party shall pay a filing fee of:

188 (I) Three hundred and ninety-five dollars in all cases in
189 which the value of the claim is \$50,000 or less and in which
190 there are not more than five defendants. The party shall pay an
191 additional filing fee of up to \$2.50 for each defendant in
192 excess of five. Of the first \$200 in filing fees, \$195 must be
193 remitted by the clerk to the Department of Revenue for deposit
194 into the General Revenue Fund, \$4 must be remitted to the
195 Department of Revenue for deposit into the Administrative Trust
196 Fund within the Department of Financial Services and used to
197 fund the contract with the Florida Clerks of Court Operations
198 Corporation created in s. 28.35, and \$1 must be remitted to the
199 Department of Revenue for deposit into the Administrative Trust
200 Fund within the Department of Financial Services to fund audits

201 of individual clerks' court-related expenditures conducted by
 202 the Department of Financial Services;

203 (II) Nine hundred dollars in all cases in which the value
 204 of the claim is more than \$50,000 but less than \$250,000 and in
 205 which there are not more than five defendants. The party shall
 206 pay an additional filing fee of up to \$2.50 for each defendant
 207 in excess of five. Of the first \$355 ~~\$705~~ in filing fees, \$350
 208 ~~\$700~~ must be remitted by the clerk to the Department of Revenue
 209 for deposit into the General Revenue Fund, ~~except that the first~~
 210 ~~\$1.5 million in such filing fees remitted to the Department of~~
 211 ~~Revenue and deposited into the General Revenue Fund in fiscal~~
 212 ~~year 2018-2019 shall be distributed to the Miami-Dade County~~
 213 ~~Clerk of Court;~~ \$4 must be remitted to the Department of Revenue
 214 for deposit into the Administrative Trust Fund within the
 215 Department of Financial Services and used to fund the contract
 216 with the Florida Clerks of Court Operations Corporation created
 217 in s. 28.35, ~~r~~ and \$1 must be remitted to the Department of
 218 Revenue for deposit into the Administrative Trust Fund within
 219 the Department of Financial Services to fund audits of
 220 individual clerks' court-related expenditures conducted by the
 221 Department of Financial Services; or

222 (III) One thousand nine hundred dollars in all cases in
 223 which the value of the claim is \$250,000 or more and in which
 224 there are not more than five defendants. The party shall pay an
 225 additional filing fee of up to \$2.50 for each defendant in

226 excess of five. Of the first \$1,240 ~~\$1,705~~ in filing fees, \$465
227 ~~\$930~~ must be remitted by the clerk to the Department of Revenue
228 for deposit into the General Revenue Fund, \$770 must be remitted
229 to the Department of Revenue for deposit into the State Courts
230 Revenue Trust Fund, \$4 must be remitted to the Department of
231 Revenue for deposit into the Administrative Trust Fund within
232 the Department of Financial Services to fund the contract with
233 the Florida Clerks of Court Operations Corporation created in s.
234 28.35, and \$1 must be remitted to the Department of Revenue for
235 deposit into the Administrative Trust Fund within the Department
236 of Financial Services to fund audits of individual clerks'
237 court-related expenditures conducted by the Department of
238 Financial Services.

239 e. An additional filing fee of \$4 shall be paid to the
240 clerk. The clerk shall remit \$3.50 to the Department of Revenue
241 for deposit into the Court Education Trust Fund and shall remit
242 50 cents to the Department of Revenue for deposit into the
243 Administrative Trust Fund within the Department of Financial
244 Services to fund clerk education provided by the Florida Clerks
245 of Court Operations Corporation. An additional filing fee of up
246 to \$18 shall be paid by the party seeking each severance that is
247 granted. The clerk may impose an additional filing fee of up to
248 \$85 for all proceedings of garnishment, attachment, replevin,
249 and distress. Postal charges incurred by the clerk of the
250 circuit court in making service by certified or registered mail

251 on defendants or other parties shall be paid by the party at
 252 whose instance service is made. Additional fees, charges, or
 253 costs may not be added to the filing fees imposed under this
 254 section, except as authorized in this section or by general law.

255 (d) The clerk of court shall collect a service charge of
 256 \$10 for issuing an original, a certified copy, or an electronic
 257 certified copy of a summons, which the clerk shall deposit into
 258 the fine and forfeiture fund established pursuant to s. 142.01
 259 ~~remit to the Department of Revenue for deposit into the General~~
 260 ~~Revenue Fund~~. The clerk shall assess the fee against the party
 261 seeking to have the summons issued.

262 Section 4. Paragraph (i) of subsection (2) of section
 263 28.35, Florida Statutes, is amended, and paragraph (j) is added
 264 to that subsection, to read:

265 28.35 Florida Clerks of Court Operations Corporation.—

266 (2) The duties of the corporation shall include the
 267 following:

268 (i) Annually preparing a budget request which,
 269 notwithstanding the provisions of chapter 216 and in accordance
 270 with s. 216.351, provides the anticipated amount necessary for
 271 reimbursement pursuant to s. 40.29(6) and (7) ~~s. 40.29(6)~~. The
 272 request for the anticipated reimbursement amount shall be
 273 submitted in the form and manner prescribed by the Justice
 274 Administrative Commission. Such request is not subject to change
 275 by the Justice Administrative Commission, except for technical

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276 changes necessary to conform to the legislative budget
277 instructions, and shall be submitted to the Governor for
278 transmittal to the Legislature.

279 (j) Annually preparing a budget request which,
280 notwithstanding the provisions of chapter 216 and in accordance
281 with s. 216.351, provides the anticipated amount necessary to
282 fund increases in employer contribution rates pursuant to ss.
283 121.71 and 121.72 for court-related employees participating in
284 the Florida Retirement System. The request for the anticipated
285 appropriation shall be submitted in the form and manner
286 prescribed by the Justice Administrative Commission. Such
287 request is not subject to change by the Justice Administrative
288 Commission, except for technical changes necessary to conform to
289 the legislative budget instructions and shall be submitted to
290 the Governor for transmittal to the Legislature.

291 Section 5. Subsection (3) of section 28.37, Florida
292 Statutes, is amended to read:

293 28.37 Fines, fees, service charges, and costs remitted to
294 the state.—

295 (3) The portion of all fines, fees, service charges, and
296 costs collected by the clerks of the court for the previous
297 quarter ~~month~~ which is in excess of one-fourth ~~one-twelfth~~ of
298 the clerks' total budget for the performance of court-related
299 functions must be remitted to the Department of Revenue for
300 deposit into the Clerks of the Court Trust Fund. Such

301 collections do not include funding received for the operation of
 302 the Title IV-D child support collections and disbursement
 303 program. The clerk of the court shall remit the revenues
 304 collected during the previous quarter ~~month~~ due to the state on
 305 or before the 10th day of the next preceding month immediately
 306 following the quarterly calculation ~~each month~~.

307 Section 6. Paragraph (c) of subsection (1) of section
 308 34.041, Florida Statutes, is amended to read:

309 34.041 Filing fees.—

310 (1)

311 (c) A party in addition to a party described in paragraph
 312 (a) who files a pleading in an original civil action in the
 313 county court for affirmative relief by cross-claim,
 314 counterclaim, counterpetition, or third-party complaint, or who
 315 files a notice of cross-appeal or notice of joinder or motion to
 316 intervene as an appellant, cross-appellant, or petitioner, shall
 317 pay the clerk of court a fee of \$295 if the relief sought by the
 318 party under this paragraph exceeds \$2,500 but is not more than
 319 \$15,000 and \$395 if the relief sought by the party under this
 320 paragraph exceeds \$15,000. The clerk shall deposit ~~remit~~ the fee
 321 if the relief sought by the party under this paragraph exceeds
 322 \$2,500 but is not more than \$15,000 ~~to the Department of Revenue~~
 323 ~~for deposit~~ into the fine and forfeiture fund established
 324 pursuant to s. 142.01 ~~General Revenue Fund~~. This fee does not
 325 apply if the cross-claim, counterclaim, counterpetition, or

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326 third-party complaint requires transfer of the case from county
327 to circuit court. However, the party shall pay to the clerk the
328 standard filing fee for the court to which the case is to be
329 transferred.

330 Section 7. Subsection (6) of section 40.29, Florida
331 Statutes, is amended, and subsections (7) and (8) are added to
332 that section, to read:

333 40.29 Payment of due-process costs; reimbursement for
334 petitions and orders; reimbursement for applications for civil
335 indigency; Florida Retirement System costs.—

336 (6) Subject to legislative appropriation, the clerk of the
337 circuit court may, on a quarterly basis, submit to the Justice
338 Administrative Commission a certified request for reimbursement
339 for petitions and orders filed under ss. 394.459, 394.463,
340 394.467, 394.917, and 397.6814, at the rate of \$40 per petition
341 or order. For orders filed under ss. 741.30, 784.046, and
342 784.0485, the clerk may, on a quarterly basis, submit a request
343 for reimbursement at the rate of \$60 per petition. From this
344 reimbursement, the clerk shall pay a law enforcement agency
345 serving the injunction a fee of no more than \$20, if so
346 requested by the law enforcement agency. Such request for
347 reimbursement shall be submitted in the form and manner
348 prescribed by the Justice Administrative Commission pursuant to
349 s. 28.35(2)(i).

350 (7) Subject to legislative appropriation, the clerk of the

351 circuit court may, on a quarterly basis, submit to the Justice
 352 Administrative Commission a certified request for reimbursement
 353 for approved applications for civil indigency under s. 57.082,
 354 in which the civil filing fee has been waived, at the rate of
 355 \$195 per approved application. Such request for reimbursement
 356 shall be submitted in the form and manner prescribed by the
 357 Justice Administrative Commission under s. 28.35(2)(i).

358 (8) Subject to legislative appropriation, the Florida
 359 Clerks of Court Operations Corporation must submit to the
 360 Justice Administrative Commission a certified amount by county
 361 of the employer contribution rate increases for the Florida
 362 Retirement System for court-related employees.

363 Section 8. Paragraph (a) of subsection (8) and subsection
 364 (19) of section 318.18, Florida Statutes, are amended to read:

365 318.18 Amount of penalties.—The penalties required for a
 366 noncriminal disposition pursuant to s. 318.14 or a criminal
 367 offense listed in s. 318.17 are as follows:

368 (8)(a) Any person who fails to comply with the court's
 369 requirements or who fails to pay the civil penalties specified
 370 in this section within the 30-day period provided for in s.
 371 318.14 must pay an additional civil penalty of \$16, \$1.50 ~~\$6.50~~
 372 of which must be remitted to the Department of Revenue for
 373 deposit in the General Revenue Fund, ~~and~~ \$9.50 of which must be
 374 remitted to the Department of Revenue for deposit in the Highway
 375 Safety Operating Trust Fund, and \$5 of which must be retained by

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376 the clerk to be deposited in the Public Records Modernization
377 Trust Fund and used exclusively for funding court-related
378 technology needs of the clerk as described in s. 29.008(1)(f)2.
379 and (h), respectively. Of this additional civil penalty of \$16,
380 \$4 is not revenue for purposes of s. 28.36 and may not be used
381 in establishing the budget of the clerk of the court under that
382 section or s. 28.35. The department shall contract with the
383 Florida Association of Court Clerks, Inc., to design, establish,
384 operate, upgrade, and maintain an automated statewide Uniform
385 Traffic Citation Accounting System to be operated by the clerks
386 of the court which shall include, but not be limited to, the
387 accounting for traffic infractions by type, a record of the
388 disposition of the citations, and an accounting system for the
389 fines assessed and the subsequent fine amounts paid to the
390 clerks of the court. The clerks of the court must provide the
391 information required by this chapter to be transmitted to the
392 department by electronic transmission pursuant to the contract.

393 (19) In addition to any penalties imposed, an Article V
394 assessment of \$10 must be paid for all noncriminal moving and
395 nonmoving violations under chapters 316, 320, and 322. ~~The~~
396 ~~assessment is not revenue for purposes of s. 28.36 and may not~~
397 ~~be used in establishing the budget of the clerk of the court~~
398 ~~under that section or s. 28.35.~~ Of the funds collected under
399 this subsection:

400 (a) The sum of \$5 shall be deposited in the State Courts

401 Revenue Trust Fund for use by the state courts system;
 402 (b) The sum of \$3.33 shall be deposited in the State
 403 Attorneys Revenue Trust Fund for use by the state attorneys; and
 404 (c) The sum of \$1.67 shall be deposited in the Indigent
 405 Criminal Defense Trust Fund for use by the public defenders.
 406 Section 9. Paragraph (a) of subsection (2) of section
 407 741.30, Florida Statutes, is amended to read:
 408 741.30 Domestic violence; injunction; powers and duties of
 409 court and clerk; petition; notice and hearing; temporary
 410 injunction; issuance of injunction; statewide verification
 411 system; enforcement; public records exemption.-
 412 (2)(a) Notwithstanding any other law, the assessment of a
 413 filing fee for a petition for protection against domestic
 414 violence is prohibited. ~~However, subject to legislative~~
 415 ~~appropriation, the clerk of the circuit court may, on a~~
 416 ~~quarterly basis, submit to the Office of the State Courts~~
 417 ~~Administrator a certified request for reimbursement for~~
 418 ~~petitions for protection against domestic violence issued by the~~
 419 ~~court, at the rate of \$40 per petition. The request for~~
 420 ~~reimbursement must be submitted in the form and manner~~
 421 ~~prescribed by the Office of the State Courts Administrator. From~~
 422 ~~this reimbursement, the clerk shall pay any law enforcement~~
 423 ~~agency serving the injunction the fee requested by the law~~
 424 ~~enforcement agency; however, this fee may not exceed \$20.~~
 425 Section 10. Paragraph (b) of subsection (3) of section

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426 784.046, Florida Statutes, is amended to read:

427 784.046 Action by victim of repeat violence, sexual
428 violence, or dating violence for protective injunction; dating
429 violence investigations, notice to victims, and reporting;
430 pretrial release violations; public records exemption.—

431 (3)

432 (b) Notwithstanding any other law, the clerk of the court
433 may not assess a fee for filing a petition for protection
434 against repeat violence, sexual violence, or dating violence.
435 ~~However, subject to legislative appropriation, the clerk of the~~
436 ~~court may, each quarter, submit to the Office of the State~~
437 ~~Courts Administrator a certified request for reimbursement for~~
438 ~~petitions for protection issued by the court under this section~~
439 ~~at the rate of \$40 per petition. The request for reimbursement~~
440 ~~shall be submitted in the form and manner prescribed by the~~
441 ~~Office of the State Courts Administrator. From this~~
442 ~~reimbursement, the clerk shall pay the law enforcement agency~~
443 ~~serving the injunction the fee requested by the law enforcement~~
444 ~~agency; however, this fee may not exceed \$20.~~

445 Section 11. Paragraph (a) of subsection (2) of section
446 784.0485, Florida Statutes, is amended to read:

447 784.0485 Stalking; injunction; powers and duties of court
448 and clerk; petition; notice and hearing; temporary injunction;
449 issuance of injunction; statewide verification system;
450 enforcement.—

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451 (2) (a) Notwithstanding any other law, the clerk of court
452 may not assess a filing fee to file a petition for protection
453 against stalking. ~~However, subject to legislative appropriation,~~
454 ~~the clerk of the circuit court may, on a quarterly basis, submit~~
455 ~~to the Office of the State Courts Administrator a certified~~
456 ~~request for reimbursement for petitions for protection against~~
457 ~~stalking issued by the court, at the rate of \$40 per petition.~~
458 ~~The request for reimbursement shall be submitted in the form and~~
459 ~~manner prescribed by the Office of the State Courts~~
460 ~~Administrator. From this reimbursement, the clerk shall pay any~~
461 ~~law enforcement agency serving the injunction the fee requested~~
462 ~~by the law enforcement agency; however, this fee may not exceed~~
463 ~~\$20.~~

464 Section 12. This act shall take effect July 1, 2023.