

1                   HOUSE BILL NO. 456  
 2                   INTRODUCED BY JAMES MOORE  
 3  
 4   A BILL FOR AN ACT ENTITLED: "AN ACT TO IMPOSE A FEE OF TWO  
 5   DOLLARS (\$2) UPON CIVIL ACTIONS TO REIMBURSE THE GENERAL  
 6   FUND OF THE STATE OF MONTANA FOR RECODIFICATION  
 7   APPROPRIATIONS."  
 8

9   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10       Section 1. Additional filing fee -- civil actions. A  
 11   fee of two dollars (\$2) shall be imposed upon each civil  
 12   action filed in the office of each clerk of a court of  
 13   record in the state of Montana, (including all appeals and  
 14   cases for review in any district court in the state of  
 15   Montana and petitions for the distribution of estates) for  
 16   the purpose of reimbursing the general fund of the state of  
 17   Montana for appropriations made available for the use of the  
 18   code commissioner.

19       Section 2. State actions exempt. No such fee may be  
 20   imposed on civil actions filed by the state of Montana, its  
 21   agencies, or political subdivisions, or in cases where a  
 22   party is allowed to sue as a poor person.

23       Section 3. Payor -- remittance to state. The fee  
 24   shall be paid to the clerk of the court by the party filing  
 25   the action at the time of the filing. Each clerk shall

1   remit the fees so received to the state treasurer on the  
 2   first day of each month for the purpose of reimbursing the  
 3   general fund of the state of Montana for appropriations  
 4   heretofore or hereinafter made available for the use of the  
 5   code commissioner and his staff as required by law.

-End-