

burse the board of pensions for that proportionate part of the pension or other benefits paid which the authority service bears to the total, and the balance of annual pension requirements or other benefits shall be paid by such cities.

APPROVED—The 13th day of July, A. D. 1953.

JOHN S. FINE

No. 101

AN ACT

Fixing the fees or costs to be charged by magistrates of cities of the first class and imposing liability therefor upon the county in certain cases.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

“Magistrates’ Fee Bill of Cities of the First Class.”

Section 1. Short Title; Scope.—(a) This act shall be known and may be cited as the “Magistrates’ Fee Bill of Cities of the First Class.”

(b) After the effective date of this act the fees to be charged by magistrates shall be as fixed by this act.

Section 2. Criminal Cases.—(a) The fees to be charged by magistrates in every criminal case, except as hereinafter provided, shall be as follows:

- (1) Summary conviction, except motor vehicle cases \$2.50
- (2) Summary conviction, motor vehicle cases. 5.00
- (3) Misdemeanor 5.00
- (4) Felony 5.00

(b) Such fees shall include all charges including, when called for, the costs of postage and registered mail and the costs of giving a transcript to the prosecutor or defendant, or both, if requested.

Section 3. Civil Cases.—(a) The fees to be charged by magistrates in every civil case, except as hereinafter provided, shall be as follows:

- (1) Assumpsit or trespass involving \$100 or less \$2.50
- (2) Landlord and tenant proceeding 5.00
- (3) Attachment in execution proceeding after judgment 5.00

(b) Such fees shall include all charges including, when called for, the costs relating to depositions and interrogatories and the costs of postage and registered mail, except the costs of a transcript of every proceeding on appeal or certiorari (including affidavit, bail and certificate), which shall be \$1.00 per transcript.

LAWS OF PENNSYLVANIA,

Section 4. Unclassified Fees or Charges.—The fees to be charged by magistrates in the following instances, not readily classifiable, shall be as follows:

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| (1) Taking bail for a hearing or for appearance at quarter sessions, each defendant .. | \$1.00 |
| (2) Taking bail fixed by another magistrate, justice of the peace or alderman for a hearing or for appearance at quarter sessions, each defendant | 2.00 |
| (3) Subpoena or subpoena duces tecum in criminal or civil cases | .50 |
| (4) Entering transcript of judgment from another magistrate, justice of the peace or alderman | 1.00 |
| (5) Every acknowledgment of deed or other instrument of writing, first name | .75 |
| Each additional name | .25 |
| (6) Marrying each couple, making record thereof and certificate to the parties | 5.00 |
| (7) Writing affidavits or affirmations | 1.00 |
| (8) The fees for services not herein specially provided shall be the same as for similar services. | |

Section 5. Federal Cases.—The fees to be charged by magistrates for services under the laws of the United States shall be as follows:

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| (1) For certificate of protection | \$1.00 |
| (2) For certificate of lost protection | .75 |
| (3) Warrant | .75 |
| (4) Commitment | .75 |
| (5) Summons for seamen in admiralty case, hearing thereon | 1.00 |
| (6) For certificate to clerk of the district court to issue admiralty process | .75 |
| (7) For affidavit of claims and copies thereof.. | 1.25 |
| (8) Affidavit of defense | 1.25 |

Section 6. Repeals.—(a) The act, approved the seventh day of January, one thousand nine hundred fifty-two (Pamphlet Laws 1841), entitled “An act fixing the fees or costs to be charged by aldermen, magistrates and justices of the peace, and imposing liability therefor upon the county in certain cases,” is hereby repealed as to fees and costs of magistrates of cities of the first class.

(b) All other acts or parts of acts, general, local or special, are hereby repealed in so far as inconsistent with the provisions of this act.

APPROVED—The 13th day of July, A. D. 1953.

JOHN S. FINE