

1 Intentionally omitted.

2

PART K

3 Section 1. Paragraph 2 of subdivision (a) of section 1911 of the  
4 uniform district court act, as amended by section 33 of part J of chap-  
5 ter 62 of the laws of 2003, is amended and two new paragraphs 2-a and 10  
6 are added to read as follows:

7 (2) Upon filing the first paper in an action or proceeding, including  
8 a special proceeding for the settlement of a claim of an infant or  
9 incompetent, forty-five dollars, unless there has been paid a fee of  
10 forty-five dollars for the issuance of a summons, order of arrest or  
11 attachment, requisition or warrant of seizure, or a notice of petition  
12 or order to show cause in lieu thereof in a summary proceeding, as  
13 provided for by [subparagraph (1) hereof] PARAGRAPH ONE OF THIS SUBDIVI-  
14 SION.

15 (2-A) UPON FILING THE FIRST PAPER IN AN ACTION OR PROCEEDING ARISING  
16 OUT OF A CONSUMER CREDIT TRANSACTION AS DEFINED IN SUBDIVISION (F) OF  
17 SECTION ONE HUNDRED FIVE OF THE CIVIL PRACTICE LAW AND RULES, AN ADDI-  
18 TIONAL NINETY-FIVE DOLLARS.

19 (10) UPON THE FILING OF A JUDGMENT BY A PLAINTIFF ON OR AFTER SEPTEM-  
20 BER FIRST, TWO THOUSAND TEN IN AN ACTION OR PROCEEDING ARISING OUT OF A  
21 CONSUMER CREDIT TRANSACTION AS DEFINED IN SUBDIVISION (F) OF SECTION ONE  
22 HUNDRED FIVE OF THE CIVIL PRACTICE LAW AND RULES, NINETY-FIVE DOLLARS;  
23 PROVIDED SUCH ACTION OR PROCEEDING WAS COMMENCED PRIOR TO SUCH DATE AND  
24 NO ADDITIONAL FEE WAS PAID THEREIN PURSUANT TO PARAGRAPH TWO-A OF THIS  
25 SUBDIVISION.

26 S 2. Paragraph 1 of subdivision (a) of section 1911 of the uniform  
27 city court act, as amended by section 5 of part B of chapter 686 of the  
28 laws of 2003, is amended and two new paragraphs 1-a and 12 are added to  
29 read as follows:

30 (1) Upon the filing of the first paper in any action or proceeding,  
31 forty-five dollars, unless there has already been paid a fee of forty-  
32 five dollars as provided for by paragraph [(11) hereof] ELEVEN OF THIS  
33 SUBDIVISION.

34 (1-A) UPON FILING THE FIRST PAPER IN AN ACTION OR PROCEEDING ARISING  
35 OUT OF A CONSUMER CREDIT TRANSACTION AS DEFINED IN SUBDIVISION (F) OF  
36 SECTION ONE HUNDRED FIVE OF THE CIVIL PRACTICE LAW AND RULES, AN ADDI-  
37 TION NINETY-FIVE DOLLARS.

38 (12) UPON THE FILING OF A JUDGMENT BY A PLAINTIFF ON OR AFTER SEPTEM-  
39 BER FIRST, TWO THOUSAND TEN IN AN ACTION OR PROCEEDING ARISING OUT OF A  
40 CONSUMER CREDIT TRANSACTION AS DEFINED IN SUBDIVISION (F) OF SECTION ONE  
41 HUNDRED FIVE OF THE CIVIL PRACTICE LAW AND RULES, NINETY-FIVE DOLLARS,  
42 PROVIDED SUCH ACTION OR PROCEEDING WAS COMMENCED PRIOR TO SUCH DATE AND  
43 NO ADDITIONAL FEE WAS PAID THEREIN PURSUANT TO PARAGRAPH (ONE-A) OF THIS  
44 SUBDIVISION.

45 S 3. Subdivision (b) of section 1911 of the New York city civil court  
46 act, as amended by section 36 of part J of chapter 62 of the laws of  
47 2003, is amended and two new subdivisions (b-1) and (n) are added to  
48 read as follows:

49 (b) Upon filing summons with proof of service thereof, or upon filing  
50 of the first paper in that county in any action or proceeding, forty-  
51 five dollars, unless there has been paid in that county a fee of forty-  
52 five dollars pursuant to subdivision (a) [hereof] OF THIS SECTION.

53 (B-1) UPON FILING THE FIRST PAPER IN AN ACTION OR PROCEEDING ARISING  
54 OUT OF A CONSUMER CREDIT TRANSACTION AS DEFINED IN SUBDIVISION (F) OF  
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1 SECTION ONE HUNDRED FIVE OF THE CIVIL PRACTICE LAW AND RULES, AN ADDI-  
2 TIONAL NINETY-FIVE DOLLARS.

3 (N) UPON THE FILING OF A JUDGMENT BY A PLAINTIFF ON OR AFTER SEPTEMBER  
4 FIRST, TWO THOUSAND TEN IN AN ACTION OR PROCEEDING ARISING OUT OF A  
5 CONSUMER CREDIT TRANSACTION AS DEFINED IN SUBDIVISION (F) OF SECTION ONE  
6 HUNDRED FIVE OF THE CIVIL PRACTICE LAW AND RULES, NINETY-FIVE DOLLARS,  
7 PROVIDED SUCH ACTION OR PROCEEDING WAS COMMENCED PRIOR TO SUCH DATE AND  
8 NO ADDITIONAL FEE WAS PAID THEREIN PURSUANT TO SUBDIVISION (B-1) OF THIS  
9 SECTION.

10 S 4. Paragraph (e) of subdivision 2 of section 39 of the judiciary  
11 law, as amended by section 22 of part J of chapter 62 of the laws of  
12 2003, is amended to read as follows:

13 (e) All fees collected pursuant to sections eighteen hundred three,  
14 eighteen hundred three-A and nineteen hundred eleven of the New York  
15 city civil court act, all fees collected pursuant to state law by the  
16 county clerks in the city of New York, except as otherwise provided  
17 herein with respect to fees collected pursuant to subdivision (a) of  
18 section eight thousand eighteen of the civil practice law and rules and  
19 except those fees collected by the clerk of Richmond county which in the  
20 other counties of the city of New York are collected by the city regis-  
21 ters, all fees collected pursuant to section eight thousand eighteen of  
22 the civil practice law and rules except only to the extent of one  
23 hundred sixty-five dollars of any fee collected pursuant to SUBPARAGRAPH  
24 (I) OF PARAGRAPH ONE OF subdivision (a) of such section and except for  
25 those collected pursuant to SUBPARAGRAPH (II) OF PARAGRAPH ONE OF para-  
26 graph three of such subdivision (a), all fees collected pursuant to  
27 section eight thousand twenty of the civil practice law and rules except  
28 for those collected pursuant to subdivisions (f), (g) and (h) of said  
29 section, all fees collected pursuant to section eight thousand twenty-  
30 two of the civil practice law and rules, all fees collected pursuant to  
31 section twenty-four hundred two of the surrogate's court procedure act,  
32 all fees collected pursuant to section eighteen hundred three, eighteen  
33 hundred three-A and subdivision (a) of section nineteen hundred eleven  
34 of the uniform district court act, all fees collected pursuant to  
35 section eighteen hundred three, eighteen hundred three-A and subdivision  
36 (a) of section nineteen hundred eleven of the uniform city court act and  
37 all fines, penalties and forfeitures collected pursuant to subdivision  
38 eight of section eighteen hundred three of the vehicle and traffic law,  
39 except such fines, penalties and forfeitures collected by the Nassau  
40 county traffic and parking violations agency, section 71-0211 of the  
41 environmental conservation law, section two hundred one of the naviga-  
42 tion law and subdivision one of section 27.13 of the parks, recreation  
43 and historic preservation law shall be paid to the state commissioner of  
44 taxation and finance on a monthly basis no later than ten days after the  
45 last day of each month. The additional fee of five dollars collected by  
46 county clerks in New York city pursuant to paragraph three of subdivi-  
47 sion (a) of section eight thousand eighteen of the civil practice law  
48 and rules shall be distributed monthly by the county clerks as follows:  
49 four dollars and seventy-five cents to the commissioner of education for  
50 deposit into the local government records management improvement funds;  
51 and twenty-five cents to the city of New York.

52 S 5. Paragraph 1 of subdivision (a) of section 8018 of the civil prac-  
53 tice law and rules, as amended by section 23 of part J of chapter 62 of  
54 the laws of 2003, is amended to read as follows:

55 1. A county clerk is entitled, for the assignment of an index number  
56 to an action pending in a court of which he or she is clerk, to a fee  
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1 of: (I) one hundred ninety dollars[, payable in advance]; AND (II) IN AN  
2 ACTION TO FORECLOSE PURSUANT TO ARTICLE THIRTEEN OF THE REAL PROPERTY  
3 ACTIONS AND PROCEEDINGS LAW, SUCH CLERK IS ENTITLED TO COLLECT AN ADDI-  
4 TIONAL FEE OF ONE HUNDRED NINETY DOLLARS. SUCH FEES ARE PAYABLE IN  
5 ADVANCE.

6 S 6. Subdivision 1 of section 465 of the judiciary law, as amended by  
7 chapter 166 of the laws of 1991, is amended to read as follows:

8 1. Every person applying for examination for admission to practice as  
9 an attorney and [counsellor] COUNSELOR at law shall pay a fee of two  
10 hundred fifty dollars, OR SEVEN HUNDRED FIFTY DOLLARS IF, TO QUALIFY TO  
11 TAKE THE BAR EXAMINATION, THE PERSON MUST SATISFY THE RULES OF THE COURT  
12 OF APPEALS FOR THE ADMISSION OF ATTORNEYS AND COUNSELORS AT LAW GOVERN-  
13 ING THE STUDY OF LAW IN A FOREIGN COUNTRY, for each taking or retaking  
14 of the examination, or if dispensation has been received from the taking  
15 of the examination, four hundred dollars for credential review for  
16 admission on motion. All such fees shall be paid into the state treasury  
17 in the manner provided by section one hundred twenty-one of the state  
18 finance law.

19 S 7. Section 14 of part J of chapter 62 of the laws of 2003 amending  
20 the county law and other laws relating to fees collected, as amended by  
21 section 1 of part CC of chapter 56 of the laws of 2008, is amended to  
22 read as follows:

23 S 14. Notwithstanding the provisions of any other law: (a) the fee  
24 collected by the office of court administration for the provision of  
25 criminal history searches and other searches for data kept electron-  
26 ically by the unified court system shall be [fifty-five] SIXTY-FIVE  
27 dollars; (b) [twenty-seven] THIRTY-FIVE dollars of each such fee  
28 collected shall be deposited in the indigent legal services fund estab-  
29 lished by section 98-b of the state finance law, as added by section  
30 twelve of this act, (c) nine dollars of each such fee collected shall be  
31 deposited in the legal services assistance fund established by section  
32 98-c of the state finance law, as added by section nineteen of this act,  
33 (d) sixteen dollars of each such fee collected shall be deposited to the  
34 judiciary data processing offset fund established by section 94-b of the  
35 state finance law, and (e) the remainder shall be deposited in the  
36 general fund.

37 S 8. Notwithstanding any other provision of law, the monies collected  
38 from the imposition of fees charged pursuant to paragraphs (2-a) and  
39 (10) of subdivision (a) of section 1911 of the uniform district court  
40 act, paragraphs (1-a) and (12) of subdivision (a) of section 1911 of the  
41 uniform city court act, and subdivisions (b-1) and (n) of the New York  
42 city civil court act shall be deposited to the credit of the general  
43 fund.

44 S 9. Subdivision 4 of section 468-a of the judiciary law, as amended  
45 by section 17 of part J of chapter 62 of the laws of 2003, is amended to  
46 read as follows:

47 4. The biennial registration fee shall be three hundred [fifty] SEVEN-  
48 TY-FIVE dollars, sixty dollars of which shall be allocated to and be  
49 deposited in a fund established pursuant to the provisions of section  
50 ninety-seven-t of the state finance law, fifty dollars of which shall be  
51 allocated to and shall be deposited in a fund established pursuant to  
52 the provisions of section ninety-eight-b of the state finance law, TWEN-  
53 TY-FIVE DOLLARS OF WHICH SHALL BE ALLOCATED TO BE DEPOSITED IN A FUND  
54 ESTABLISHED PURSUANT TO THE PROVISIONS OF SECTION NINETY-EIGHT-C OF THE  
55 STATE FINANCE LAW, and the remainder of which shall be deposited in the  
56 attorney licensing fund. Such fee shall be required of every attorney

1 who is admitted and licensed to practice law in this state, whether or  
2 not the attorney is engaged in the practice of law in this state or  
3 elsewhere, except attorneys who certify to the chief administrator of  
4 the courts that they have retired from the practice of law.

5 S 10. This act shall take effect July 1, 2010; provided that sections  
6 one, two, three, four, five, eight and nine of this act shall take  
7 effect September 1, 2010.