

**AN ORDINANCE RELATING TO FEES  
FOR PURPOSES OF PAYING EXPENSES FOR COURTHOUSES,  
BONDS RELATED TO THEM, AND ADMINISTRATION THEREOF**

**ORDINANCE NO. 02-0709A**

Be it ordained by the Fiscal Court of the County of Calloway, Commonwealth of Kentucky:

WHEREAS, the Calloway County Fiscal Court has heretofore adopted Ordinance No. 00-08-15B, which provided for the County to assess court fees to pay for expenses for courthouses, bonds related to them, and administration thereof in Circuit and District Court; and

WHEREAS, said Ordinance complied with the 2000 Kentucky General Assembly Judicial Branch Budget Bill (HB 577) for fiscal courts to assess by ordinance, additional fees and costs in Circuit and District Courts in civil and criminal cases; and

WHEREAS, the Calloway County Fiscal Court did not intend for said ordinance to expire, and there is now a need to clarify said issue;

WHEREAS, the Fiscal Court of Calloway County finds that it is in the public interest to pass this ordinance and re-adopt the court fees pursuant to HB 203 of the 2001 General Assembly and as codified in KRS 24A.185; 23A.220; and 64.091;

NOW, THEREFORE, be it ordained by the Fiscal Court of County of Calloway, Commonwealth of Kentucky, as follows:

**SECTION I.** The Calloway County Fiscal Court hereby assesses the following additional fees and costs in the Calloway Circuit Court and the Calloway District Court, to wit:

- A. In Circuit Court civil cases, a fee of \$25 shall be added to the filing fees.
- B. In Circuit Court criminal cases, a fee of \$25 shall be added to the court costs that the defendant is required to pay.
- C. In civil cases that are appealed from Circuit Court to the Court of Appeals, a fee of \$25 shall be added to the filing fees.
- D. In all traffic offenses, a fee of \$10 shall be added to the court costs for each traffic offense.
- E. In probate cases, a filing fee of \$10 shall be added to each filing fee.
- F. In misdemeanor cases, a cost of \$20 shall be added to the court costs.
- G. In small claims, a fee of \$10 shall be added to all filing fees.

H. In District Court civil cases, a fee of \$10 shall be added to all filing fees.

**SECTION II.** All fees and costs provided in Section I of this Ordinance shall be collected by the Calloway Circuit/District Court Clerk. In accordance with the procedures of the Administrative Office of the Courts, the fees shall be paid to the Calloway County Fiscal Court on a monthly basis.

**SECTION III.** The Calloway County Fiscal Court hereby assesses the following additional fees and costs on subpoenas and civil summons service by the Calloway County Sheriff's Department, to wit:

A. In addition to the fees normally charged for the service of a subpoena, the person requesting service shall be charged a fee of ten dollars (\$10).

B. In addition to the fees normally charged for the service of a civil summons, the person requesting service shall be charged a fee of ten dollars (\$10).

C. The fees provided by Section III of this Ordinance shall be collected by the Calloway County Sheriff's Department and said fees shall be paid to the Calloway County Fiscal Court on a monthly basis.

D. Nothing in this section shall change any other fee allocation allowed by statute.

**SECTION IV.** All revenue from the fees and costs collected under this Ordinance shall be used as provided by KRS 23A.220; 24A.185; and 64.091; for the purpose of paying expenses for courthouses, bonds related to them, and administration expenses of courthouses, the Calloway District Court, and Calloway Circuit Court.

**SECTION V.** This Ordinance shall replace and repeal Ordinance No. 00-08,15B. It is the intent of the Calloway Fiscal Court for Ordinance No. 00-08-15B to remain effective until repealed upon the effective date of this Ordinance.

**SECTION VI. EFFECTIVE DATE:** This Ordinance shall become effective on July 17, 2002.

Approved by the Calloway County Fiscal Court on First Reading:

  
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LARRY ELKINS  
CALLOWAY COUNTY-JUDGE EXECUTIVE

7-9-02  
DATE

Attest:

Ray Coursey, Jr.  
RAY COURSEY, JR.  
CALLOWAY COUNTY CLERK

7-9-02  
DATE

Adopted by the Calloway County Fiscal Court on Second Reading:

Larry Elkins  
LARRY ELKINS,  
CALLOWAY COUNTY-JUDGE EXECUTIVE

7-16-02  
DATE

Attest:

Ray Coursey, Jr.  
RAY COURSEY, JR.  
CALLOWAY COUNTY CLERK

7-16-02  
DATE