

CHAPTER 275

AN ACT concerning certain fees in the Special Civil Part and amending P.L.1991, c.177.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section 15 of P.L.1991, c.177 (C.22A:2-37.2) is amended to read as follows:

C.22A:2-37.2 Fees to officers designated by Assignment Judge to serve process.

15. a. From the fees set forth in section 14 of P.L.1991, c.177 (C.22A:2-37.1), the clerk of the Special Civil Part of the Superior Court, Law Division, shall pay to officers designated by the Assignment Judge to serve process the following fees:

- (1) Serving summons, notice or third party complaint on one defendant \$ 3.00
on every additional defendant \$ 2.00
- (2) Reserving summons or other original process on any defendant \$ 3.00
- (3) Warrant to arrest, capias, or commitment, for each defendant served \$15.00
- (4) Serving writ and summons in replevin, taking bond and any inventory, against one defendant \$ 6.00
on every additional defendant \$ 2.00
- (5) Serving writ in replevin when issued subsequent to service of summons, against one defendant \$ 5.00
on every additional defendant \$ 2.00
- (6) Serving order for possession in replevin \$ 4.00
- (7) Serving writ of attachment and making inventory, one defendant \$ 4.00
on every additional defendant \$ 2.00
- (8) Serving and executing warrant for possession in tenancy \$10.00
- (9) Every execution, or any order in the nature of an execution, on a judgment, for each defendant \$ 2.00
- (10) Every wage execution to a federal agency, additional fee \$ 4.00

b. For every mile of travel in serving or executing any process, writ, order, execution, notice or warrant, the distance to be computed by counting the number of miles in and out, by the most direct route from the place where process is issued, at the same rate per mile set by the State for other State employees and the total mileage fee rounded upward to the nearest dollar.

c. In addition to the foregoing, the following fees for officers of the Special Civil Part shall be taxed in the costs and collected on execution, writ of attachment or order in the nature of any execution on any final judgment, or on a valid and subsisting levy of an execution or attachment which may be the effective cause in producing payment or settlement of a judgment or attachment:

- (1) For advertising property under execution or any order \$10.00
- (2) For selling property under execution or any order \$10.00
- (3) On every dollar collected on execution, writ of attachment, or any order, \$0.10.

(4) In the event a judgment is vacated for any reason after a court officer has made a levy and thereafter the judgment is reinstated or the case is settled, the dollarage due the court officer on payment of the judgment amount or settlement amount again shall be taxed in the costs and collected

2. This act shall take effect immediately.

Approved December 26, 2001.