

February 17, 2009

H 200. FEE FOR PROBATE PAYMENT TO CLERK. Filed 2/17/09. *TO PROVIDE FOR THE CHARGING OF A FEE WHEN PAYMENT OF DEBTS OWED TO A DECEDENT IS MADE DIRECTLY TO THE CLERK OF SUPERIOR COURT WHEN THE DECEDENT'S ESTATE IS SETTLED.*

Amends GS 7A-307 to provide that for an estate administered or settled pursuant to GS 28A-25-6 (paying debt to the clerk of the superior court as an alternative to the small estate settlement procedures) where the amount owed to the decedent is more than \$250, the clerk must assess a facilities fee (\$10) and assess a \$20 fee for support of the General Court of Justice. Prohibits costs from being assessed for an estate administered under GS 28A-25-6 when the amount owed to the decedent is \$250 or less. Effective for estates of decedents dying on or after October 1, 2009.

Intro. by Spear, Randleman.

GS 7A

February 26, 2009

H 200. FEE FOR PROBATE PAYMENT TO CLERK. Filed 2/17/09. House committee substitute makes the following changes to 1st edition.

Makes clarifying changes to GS 7A-307 to provide that for an estate administered or settled pursuant to GS 28A-25-6 (paying debt to the clerk of the superior court as an alternative to the small estate settlement procedures) where the aggregate sum paid or tendered with respect to the decedent's estate is *more* than \$250 (was, where the amount owed to the decedent was more than \$250), the clerk must assess a facilities fee (\$10) and assess a \$20 fee for support of the General Court of Justice. Prohibits costs from being assessed for an estate administered under GS 28A-25-6 when the aggregate sum paid or tendered with respect to the decedent's estate is \$250 or less (was, the amount owed to the decedent is \$250 or less). Provides that no other costs are to be assessed when an estate is settled or administered under GS 28A-25-6 except as provided in this proposed subdivision.