

(12) Whenever the clerk is required by law or by a judge to send documents by certified or registered mail, the clerk is entitled to recover the clerk's actual costs for mailing the documents.

(j) EARMARKED FUNDS FOR COMPUTERIZATION.

(1) Out of all the general filing fees charged by court clerks, two dollars (\$2.00) of the amount collected shall be earmarked for computer hardware purchases or replacement, but may be used for other usual and necessary computer related expenses at the discretion of the clerk. Such amount shall be preserved for these purposes and shall not revert to the general fund at the end of a budget year if unexpended.

(2) Effective July 1, 2012, all the general filing fees charged by court clerks shall be increased by two dollars (\$2.00). The amount collected pursuant to this two-dollar increase shall be earmarked, along with the two dollars (\$2.00) in subdivision (j)(1), for the purposes set forth in subdivision (j)(1), and shall be preserved for those purposes and shall not revert to the general fund at the end of a budget year if unexpended. Pursuant to subsection (l), the fees increased by this subdivision (j)(2) shall not be assessed against the state or otherwise represent a cost to the state in criminal cases, child support actions, mental health proceedings, actions under the Tennessee Adult Protection Act, compiled in title 71, chapter 6, part 1, actions with regard to child care licensing, and collection efforts brought by the department of human services.

(k) COSTS IN EXTRAORDINARY CASES. In any extraordinary cases, the clerk may petition the judge to award reasonable costs, in excess of the amounts provided in this section, to reimburse the clerk for the additional services demanded by the case. In such cases, the clerk may also petition the judge to require an appropriate cost bond. For the purposes of this subsection (k), an extraordinary case is defined as one in which there are ten (10) or more plaintiffs or ten (10) or more defendants.

(l) CHARGES TO THE STATE UNCHANGED. Notwithstanding any provision of this section to the contrary, any fees increased by this section that are assessed against the state or that otherwise represent a cost to the state in criminal cases, child support actions, mental health proceedings, actions under the Tennessee Adult Protection Act, compiled in title 71, chapter 6, part 1, actions with regard to child care licensing, and collection efforts brought by the department of human services, shall be limited to the amounts chargeable prior to January 1, 2006.

(m) INDIGENT PARTIES. No clerk shall be permitted to collect any fee authorized by this section without permitting any person the opportunity to institute a cause of action by means of a pauper's oath, in accordance with Rule 29 of the Rules of the Tennessee Supreme Court

([https://1.next.westlaw.com/Link/Document/FullText?](https://1.next.westlaw.com/Link/Document/FullText?findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1008882&refType=LQ&originatingDoc=lcd877df094f711e589488db63eb0e)

[findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1008882&refType=LQ&originatingDoc=lcd877df094f711e589488db63eb0e](https://1.next.westlaw.com/Link/Document/FullText?findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1008882&refType=LQ&originatingDoc=lcd877df094f711e589488db63eb0e);

(n)(1) Except as provided in subdivision (n)(2), the fees provided for in this section shall not apply to circuit court clerks, criminal court clerks, clerks and masters of chancery courts, clerks of courts of general sessions, county clerks, clerks of juvenile and probate courts, and clerks of law and equity courts in counties with a charter form of government that has a population of not less than three hundred and fifty thousand (350,000) nor more than four hundred and fifty thousand (450,000), according to the 2000 federal census or any subsequent federal census. In those counties, the clerks shall instead charge the fees provided for in § 8-21-409 ([https://1.next.westlaw.com/Link/Document/FullText?](https://1.next.westlaw.com/Link/Document/FullText?findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1000039&refType=LQ&originatingDoc=lcd87f32094f711e589488db63eb0)

[findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1000039&refType=LQ&originatingDoc=lcd87f32094f711e589488db63eb0](https://1.next.westlaw.com/Link/Document/FullText?findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1000039&refType=LQ&originatingDoc=lcd87f32094f711e589488db63eb0)

21-409). For the purpose of administering court costs and clerk's fees in counties affected by this subsection (n), any statutory reference to this section shall be deemed to be a reference to § 8-21-409 ([https://1.next.westlaw.com/Link/Document/FullText?](https://1.next.westlaw.com/Link/Document/FullText?findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1000039&refType=LQ&originatingDoc=lcd87f32194f711e589488db63eb0)

[findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1000039&refType=LQ&originatingDoc=lcd87f32194f711e589488db63eb0](https://1.next.westlaw.com/Link/Document/FullText?findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1000039&refType=LQ&originatingDoc=lcd87f32194f711e589488db63eb0)

21-409). (2) The fees provided for in this section shall apply to the criminal court, fourth circuit and the general sessions court-criminal division in any county with a charter form of government that has a population of not less than three hundred and fifty thousand (350,000) nor more than four hundred and fifty thousand (450,000), according to the 2000 federal census or any subsequent federal census.

(o) FEES FOR ELECTRONIC FILING AND RETRIEVAL OF COURT DOCUMENTS.

(1) In any court where electronic filing, signing, or verification of papers has been authorized by local court rule, and in accordance with Rule 5B of the Tennessee Rules of Civil Procedure ([https://1.next.westlaw.com/Link/Document/FullText?](https://1.next.westlaw.com/Link/Document/FullText?findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1008874&refType=LQ&originatingDoc=lcd88dd8094f711e589488db63eb0)

[findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1008874&refType=LQ&originatingDoc=lcd88dd8094f711e589488db63eb0](https://1.next.westlaw.com/Link/Document/FullText?findType=L&originatingContext=document&transitionType=DocumentItem&pubNum=1008874&refType=LQ&originatingDoc=lcd88dd8094f711e589488db63eb0)

, clerks may charge a one-time subscription fee for each registered user of the electronic filing system in an amount not to exceed one hundred twenty dollars (\$120). In addition clerks may charge a copy transaction fee not to exceed eight cents (\$.08) per page. Such copy transaction fee shall not apply to the first copy of any document requested by a litigant or a litigant's attorney, and shall not exceed a total charge of two dollars and ten cents (\$2.10) for any single document. Each of these fees shall be set in an amount necessary to defray the expenses associated with implementation and maintenance of the electronic filing and document retrieval system and shall be included in the local court rule authorizing it. Pursuant to subsection (l), these fees shall not be assessed against the state.

(2) In any court where electronic filing, signing, or verification of papers has been authorized by local court rule, the state and any department or contractor of the state shall not be required to file documents electronically, notwithstanding any local court rule.

Blount County, Tennessee
Analysis of Reserves
As of June 30, 2019
Date completed 7/30/19

Reserve for Circuit Court Clerk's Data Processing

Balance, 7/1/18	431,618.98	
Revenues 6/30/19	123,120.36	101-0-421900
Expenditures:		
Current Year Expenditures	(7,611.40)	101-53120-570900-0
Current Year Expenditures	(38,685.00)	101-53120-533400-0
Current Year Expenditures	(20,000.00)	101-53120-531700-0
Current Year Expenditures	(16,069.61)	101-53120-541100-0
Current Year Outstanding Encumbrances		
Prior Year Approp.		

Projected Ending Reserve, 6/30/19	<u>472,373.33</u>
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Adjustments to bring reserves to current:	Per Books	Per Above	Adjustment
Circuit Court Clerk Data Processing (345201)	431,618.98	472,373.33	40,754.35