

Public Record Update

July 2017

Court News

Oregon Proposing Significant Fee Increases to Court Data Online System

The Oregon Judicial Case Information Network (OJCIN) is proposing a new, higher fee schedule that categorizes seven different types of subscribers with seven different monthly fee schedules. Four of the seven categories deal with the size of a law firm with monthly fees ranging for \$40 to \$90. The fifth category deals with title companies and collection companies and has a \$215 monthly fee.

The sixth category, called Data Resellers, has a proposed a \$1,500 monthly fee and monthly bulk downloads for \$575. A Reseller is defined as a subscriber who:

"...accesses the OJCIN system through an automated or programmatic data/retrieval/collection interface (screen scraper, bot, etc.) or who uses OJCIN data either through a bulk data download or real-time online data as part of a commercial integration, bi-directional data exchange, reporting solution, data aggregation, data mining solution, third-party API or web service offering, or multi-jurisdictional and/or national database solution."

The last category is "all other individual or organizations" and has a set fee of \$40.00 per month plus \$50.00 per month for document image access.

OJCIN Sent Initial Notices Classifying Many Entities as Resellers

Do not be alarmed if you are a current subscriber who pulls minimal records and received a notice that your firm is classified as a Reseller. OJCIN has limited information on file for each subscriber and is doing a best guess effort on the initial classification. If you feel you have been wrongly classified, send a letter and explain your situation. OJCIN is concerned about properly classifying current subscribers before the final classification determinations are sent to subscribers in August.

Public May Submit Comments on Revised Fees

The Oregon Judicial Department opened a **public comment period** on the OJCIN revised fees. Comments on the proposed fee schedule must be submitted no later than 5 p.m. on July 31, 2017.

To view the Preliminary Order including all proposed fees, see:
www.courts.oregon.gov/services/online/Documents/OJCIN/CJO%2017-037.pdf.

For the Procedure on Providing Comments, see:

www.courts.oregon.gov/services/online/Documents/OJCIN/CJO%2017-036.pdf.

Arizona Courts Raising Filing, Search and Certification Fees 8-9-2017

Effective August 9, 2017, numerous Superior and Justice Court fees will increase in Arizona. The Clerk's record search fee at the Superior Court will increase from \$27.00 to \$28.00. The same increase also takes place for a record certification - from \$27.00 to \$28.00. Similar fee increases will also occur at the Justice Court level with the search and certification fees both increasing from \$25.00 to \$26.00.

Overall, there are over 115 fees that will increase at the Superior Court level. A good resource with printable lists of both the old and new fee schedules is available from Maricopa County at www.clerkofcourt.maricopa.gov/fees.asp.

Coconino County has a display of the new Justice Court fees at www.coconino.az.gov/DocumentCenter/View/17485.

The states' current base fees are authorized by A.R.S. § 12-284, the Arizona Code of Judicial Administration Section 3-404, Supreme Court Administrative Order 2017-44 plus additional fees determined by Statute, Supreme Court Administrative Order or Board of Supervisor's Resolution. Note a county Board of Supervisors may add local fees per A.R.S. 11-251.08.

Louisiana District Courts

Please review the Recording Office News section below for a fee change that is also causing some Louisiana District Courts to raise their certification fee.

Motor Vehicle News

West Virginia Fee Increases for Driving Records

Effective August 1, 2017, the fee for an electronic driving record (obtained using WV.Gov, an NIC Affiliate) will increase from \$11.50 to \$12.50.

Previously the electronic driving record had increased from \$9.00 to \$11.50 effective July 1st. Also effective July 1st, West Virginia increased the fee for a manually obtained driving record from \$6.00 to \$7.50 if the name and DL number are presented. If the DL is not presented, the fee is one dollar higher at \$8.50. There is no longer a \$1.00 fee added for certification. The fee for a driver to obtain his or her own record online increased from \$9.00 to \$13.50.

Many thanks to Ms. Kim Bishop at HireRight for clarifying the status of the electronic fees, as the folks at WV.gov refused to respond to any of our fee questions.

Oregon Fee Increase for Electronic Driving Records

As mentioned last month, effective July 1, 2017, there was a slight fee increase for obtaining an electronic driving record in Oregon. The current fee is now \$10.00 (was \$9.55). If there is a no record found the fee is slightly lower at \$9.50 (was \$9.05).

Oregon has a number of different types of driving records available manually for a much lower cost - for details see www.odot.state.or.us/forms/dmv/6691.pdf.

Recording Office News

Louisiana Parish Recorders Modifying Fees 8-1-2017

Senate Bill 236, which became [Act 173](#) was signed by the Governor on June 12, 2017. This Act makes some extensive changes for filing and recording documents, including certification of records charged by the Clerks of the District Court as ex officio recorders. Changes are effective as of August 1, 2017.

Certification Fee

The certification fee for a recorded document is increasing from \$5.00 to \$10.00. Note that although Act 173 is very specific that the changes apply only to recorded documents, **a number of District Court Clerks have indicated to us that they are also raising the court record certification fee from \$5.00 to \$10.00.** If you would like a list of these courts, please email mike@brbpublications.com.

Filing and Recording Fees

The fee for filing and recording document changes from:

- \$25.00 per book for the first page and \$10.00 for each subsequent page per book up to ten pages or \$8.00 per page if exceeding 10 pages

To the following:

- For one to five page documents, one hundred dollars.
- For six to twenty-five page documents, two hundred dollars.
- For twenty-six to fifty page documents, three hundred dollars.
- For documents in excess of fifty pages, three hundred dollars for first

26 fifty pages and five dollars for each subsequent page.

This includes up to 10 names indexed, a certified copy, and the LCRAA Portal Fee. For indexing of all documents filed for record for each name after the tenth name that is required to be indexed, five dollars per name.

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