

**Michigan Supreme Court
State Court Administrative Office**
309 N. Washington Square, P.O. Box 30048
Lansing, Michigan 48909
(517) 373-2222 TEL
(517) 373-2112 FAX
Email Ferryj@State.mi.us
John D. Ferry, Jr., State Court Administrator

M E M O R A N D U M:

DATE: April 14, 1998

TO: Chief Circuit and Probate Judges
Circuit, Family, and Probate Court Administrators
County Clerks
Probate Registers

FROM: John D. Ferry, Jr.

SUBJ: Administrative Memorandum 1998-03; Family Division Fees

This memorandum will provide information to supplement the memorandum on Family Division Fees dated 03-13-98.

! Jury Demand Fees for Juvenile Delinquency Cases.

A question has been raised as to whether a jury demand fee is to be charged for juvenile delinquency matters filed in the family division of the Circuit Court under the provisions of the Juvenile Code [MCL 712A.1. et seq].

The Revised Judicature Act specifically exempts requiring payment of a jury demand fee by parties demanding a jury trial in the (former) juvenile division of the probate court [MCL 600.857(3)]. Public Act 388 of 1996 indicates that a reference to the former juvenile division of the probate court shall be construed to be a reference to the family division of the circuit court [MCL 600.1009].

Therefore, a jury demand fee should not be charged to a party demanding a jury trial in the family division of the circuit court for a case filed under the provisions of MCL 712A.1, et seq.

! Fees for Ancillary Conservatorships and Guardianships.

A revised circuit court fee distribution schedule is attached. The schedule clarifies that ancillary conservatorship filing

Administrative Memorandum 1998-03; Family Division Fees

April 14, 1998

Page 2

fees are \$100.00, as is the case with other civil filing fees for cases filed in the family division. Only ancillary guardianship filing fees are set at \$50.00

! Crime Victim Rights Assessment Fees.

The Crime Victim Rights Assessment fee for juveniles remains at \$20.00. The requirement for assessment of the fee for juvenile offenses is found in the Juvenile Code. [MCL 712A.18(12)] The term "juvenile offense" is defined in MCL 780.901(f) to include individuals under the jurisdiction of the family division of the circuit court pursuant to the Juvenile Code. The assessment fee for juvenile offenses is set at \$20.00 [MCL 780.905(1)]