

Probate Court Fee Tables

January 2019

| FEES APPLICABLE TO MULTIPLE TYPES OF CASES | | | | |
|---|--------------------------------|-------------------------|-----------------------|--|
| Type of Filing or Request ¹ | Authority (MCL) | Fee Amount ² | Waivable ³ | Distribution |
| Demand for Jury Trial | 600.857(3) | \$30.00 | Yes | Funding Unit |
| Motion | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Objection | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Amended Petition | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition for Instruction | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition to Withdraw a Petition | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition to Withdraw as Attorney | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Appeal to Court of Appeals | 600.880c(1) | \$25.00 | Yes | Funding Unit |
| Petition and Order | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Issuance of a Commission to Take Testimony | 600.874(1)(b) | \$7.00 | Yes | \$3.33 Funding Unit \$3.67 State General Fund |
| Petition for Appointment of Guardian ad Litem | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition to Allow Fees of Guardian ad Litem | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition for Settlement of Personal Injury Claim | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Writ of Garnishment, Attachment, Execution, or Judgment Debtor Discovery Subpoena | 600.880b(2) | \$15.00 | Yes | 50% Funding Unit 50% State Court Fund |
| Petition for Temporary Restraining Order | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Electronic Filing System Fee for Civil Actions ⁴ | 600.1986(1)(a) | \$25.00 | Yes | Judicial Electronic Filing Fund |

¹ All fees are required with the following exceptions:

- A fee shall not be charged for commencing a proceeding under a provision of the mental health code (MCL 330.1001 to 330.2106). [MCL 600.880\(3\)](#).
- The Attorney General, Department of Treasury, Department of Health and Human Services, State Public Administrator, Administrator of Veterans Affairs, and county government agencies pay no filing fees. [MCL 600.880\(4\)](#), [600.880a\(2\)](#), [600.880b\(5\)](#)
- A party that is a governmental entity is not required to pay an electronic filing system fee. [MCL 600.1986\(4\)](#)

² After the commencement of a civil action or proceeding in the probate court, a party filing a motion, petition, account, objection, or claim shall pay a \$20.00 motion fee to the probate register. However, a fee shall not be charged if the moving party is the subject of the proceeding. [MCL 600.880b](#).

³ Fees may be waived or suspended pursuant to [MCL 600.880d](#) or MCR 2.002. If the court waives payment of a fee for commencing a civil action because the court determines that the party is indigent or unable to pay the fee, the court shall also waive payment of the electronic filing system fee. [MCL 600.1986\(3\)](#)

Probate Court Fee Tables

January 2019

| FEES APPLICABLE TO DECEDENT ESTATE CASES | | | | |
|---|-----------------------------|---|-----------------------|--|
| Type of Filing or Request ¹ | Authority (MCL) | Fee Amount ⁴ | Waivable ² | Distribution |
| Demand for Notice | | | Yes | |
| -No Estate Pending | 600.880(1) | \$150.00 | | <u>Civil Filing Fee Fund</u> |
| -Estate Pending | 600.880b(1) | \$20.00 | | \$10 Funding Unit \$10 State Court Fund |
| Petition for Assignment of Estate under \$23,000 ⁵ | 600.880(2) | \$25.00 | Yes | State Court Fund |
| Value of Estate as Reflected in Inventory ⁶ | 600.871(1) | | Yes | 47.5% Funding Unit 52.5% State General Fund |
| -Estate Valued less than \$1000 | | \$5.00 plus 1% of amount over \$500 | | |
| -Estate Valued from \$1000-\$2999.99 | | \$25.00 | | |
| -Estate Valued from \$3000-\$9999.99 | | \$25.00 plus 5/8 of 1% of amount over \$3000 | | |
| -Estate Valued from \$10,000-\$24,999.99 | | \$68.75 plus 1/2 of 1% of amount over \$10,000 | | |
| -Estate Valued from \$25,000-\$49,999.99 | | \$143.75 plus 3/8 of 1% of amount over \$25,000 | | |
| -Estate Valued from \$50,000-\$99,999.99 | | \$237.50 plus 1/4 of 1% of amount over \$50,000 | | |
| -Estate Valued from \$100,000-\$500,000 | | \$362.50 plus 1/8 of 1% of amount over \$100,000 | | |
| -Estate Valued from \$500,000.01-\$1,000,000 | | \$62.50 for each \$100,000 value over \$500,000 | | |
| -Estate Valued above \$1,000,000 | | \$31.25 for each \$100,000 value over \$1,000,000 | | |

⁴ “Civil action” means an action that is not a criminal case, a civil infraction action, a proceeding commenced in the probate court under [MCL 700.3982](#) [case type PE], or a proceeding involving a juvenile under chapter XIII A of the probate code of 1939, 1939 PA 288, [MCL 712A.1 to 712A.32](#). It also excludes the following case types: TR, DD, JA, MI, and all ML filings except for Advanced Directive Proceedings, Review of Drain Commission, Petition for Order to Donate Kidney by Minor, Petition to Establish Death of Victim of Accident or Disaster, and Petition under Uniform Transfers to Minors Act.

⁵ The filing fee for this petition does not include the inventory fee for the estate. Note: Beginning in 2001, the \$15,000 threshold amount will be subject to a cost-of-living adjustment factor. The current amount can be found at: http://www.michigan.gov/documents/treasury/2018_Estates_and_Protected_Individuals_Code_Cost-of-Living_Adjustments_to_Specific_Dollar_Amounts_611818_7.pdf

⁶ All inventory fees are to be rounded to the nearest whole dollar. The lien on real property is deducted from the value of that real property (but not below zero) when calculating the inventory filing fee.

Probate Court Fee Tables

January 2019

| FEES APPLICABLE TO DECEDENT ESTATE CASES | | | | |
|--|-----------------------------|-------------------------------|-----------------------------|--|
| Type of Filing or Request¹ | Authority (MCL) | Fee Amount⁴ | Waivable² | Distribution |
| Petition/Application for Probate and/or Appointment of Personal Representative -Commences an Estate | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| -Filed after an Estate is Open | 600.880b(1) | \$20.00 | | \$10 Funding Unit \$10 State Court Fund |
| Petition to Determine Heirs -No Estate Pending | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| -Estate Pending | 600.880b(1) | \$20.00 | | \$10 Funding Unit \$10 State Court Fund |
| Petition to Reopen a Closed File | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| Account ⁷ (for each account filed) | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition for Allowance of Account when filed separately from account | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Statement and Proof of Claim | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Filing of Letters by Foreign Personal Representative | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Any other paper, no matter how titled, which requests relief or requires a hearing or ruling of the court when a proceeding is pending | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |

⁷ The account is not subject to MCR 2.119(G)(2) as it is not a motion.

Probate Court Fee Tables
January 2019

| FEES APPLICABLE TO TRUSTS | | | | |
|---|---|-------------------------------|-----------------------------|---|
| Type of Filing or Request¹ | Authority (MCL) | Fee Amount⁴ | Waivable² | Distribution |
| Initiating a Proceeding Involving a Testamentary Trust -Processed Separately from a Decedent's Estate -Processed as Part of a Decedent's Estate | 600.880(1) 600.880b(1) | \$150.00 \$20.00 | Yes | Civil Filing Fee Fund \$10 Funding Unit \$10 State Court Fund |
| Petition to Commence a Proceeding Relating to an Inter Vivos Trust | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| Registration of Trust | 600.880c(2) | \$25.00 | Yes | Funding Unit |
| Any other paper, no matter how titled, which requests relief or requires a hearing or ruling of the court when a proceeding is pending | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |

| FEES APPLICABLE TO GUARDIANSHIP CASES | | | | |
|---|---|-------------------------------|-----------------------------|---|
| Type of Filing or Request¹ | Authority (MCL) | Fee Amount⁴ | Waivable² | Distribution |
| Request for Notice of Guardianships Orders -No Proceeding Pending -Proceeding Pending | 700.5104; 600.880a(1) 600.880b(1) | \$150.00 \$20.00 | Yes | Civil Filing Fee Fund \$10 Funding Unit \$10 State Court Fund |
| Petition for Full or Limited Guardianship, including request for Temporary Guardianship on same petition | 600.880a(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| Account ⁶ (for each account filed if ordered by the court pursuant to MCR 5.409(C)(1)) | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Any other paper filed by anyone other than the ward, no matter how titled, which requests relief or requires a hearing or ruling of the court when proceeding pending | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |

Probate Court Fee Tables

January 2019

| FEES APPLICABLE TO CONSERVATORSHIP CASES | | | | |
|--|---|-------------------------------|-----------------------------|--|
| Type of Filing or Request¹ | Authority (MCL) | Fee Amount⁴ | Waivable² | Distribution |
| Request for Notice of Orders in Protective Proceedings -No Proceeding Pending | 700.5104 | \$150.00 | Yes | Civil Filing Fee Fund |
| -Proceeding Pending | 600.880(1) 600.880b(1) | \$20.00 | | \$10 Funding Unit \$10 State Court Fund |
| Petition for Conservator or Protective Order including request for Temporary Conservator on same petition | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| Account ⁶ (for each account filed) | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition for Allowance of Account when filed separately from account | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition for Attorney Fees when filed separately from account | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Statement and Proof of Claim | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition for Settlement of Personal Injury Claim | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Any other paper filed by anyone other than the protected individual, no matter how titled, which requests relief or requires a hearing or ruling of the court when proceeding is pending | 600.880b(1) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |

| FEES APPLICABLE TO CIVIL ACTIONS | | | | |
|--|----------------------------|-------------------------------|-----------------------------|-----------------------|
| Type of Filing or Request¹ | Authority (MCL) | Fee Amount⁴ | Waivable² | Distribution |
| Summons and Complaint | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |

Probate Court Fee Tables

January 2019

FEES APPLICABLE TO CASES UNDER THE MENTAL HEALTH CODE

| Type of Filing or Request¹ | Authority (MCL) | Fee Amount⁴ | Waivable² | Distribution |
|---|---|-------------------------------|-----------------------------|--|
| Petition for Second and Continuing Order | 600.880(3) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Petition to Terminate/Modify Guardian of Developmentally Disabled Individual | 600.880(3) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |
| Any other paper filed by anyone other than the ward, no matter how titled, which requests relief or requires a hearing or ruling of the court when proceeding pending | 600.880b(1) 600.880(3) | \$20.00 | Yes | \$10 Funding Unit \$10 State Court Fund |

FEES APPLICABLE TO OTHER CASES

| Type of Filing or Request¹ | Authority (MCL) | Fee Amount⁴ | Waivable² | Distribution |
|--|--------------------------------|-------------------------------|-----------------------------|--|
| Performance of Marriage Ceremony | 600.874(1)(a) | \$10.00 | Yes | \$4.75 Funding Unit \$5.25 State General Fund |
| Secret Marriage License | 551.202 | \$3.00 | No | \$2.00 Funding Unit \$1.00 State General Fund |
| Petition to Open Safe Deposit Box | 700.2517(2)(a) | \$10.00 | No | Funding Unit |
| Will Filed for Safekeeping | 600.880c(2) | \$25.00 | Yes | Funding Unit |
| Motion and Order for Delayed Registration of Foreign Birth | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| Petition to Establish Death of Victim of Accident or Disaster | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| Petition under Uniform Transfers to Minors Act (Act 433 of 1998) | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| Drain Appeal | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| Advanced Directive Proceeding | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |
| Petition for Order to Donate Kidney by Minor | 600.880(1) | \$150.00 | Yes | Civil Filing Fee Fund |

Probate Court Fee Tables

January 2019

| COPY AND SERVICE FEES | | | | |
|--|-------------------------------|---|-----------------------|--|
| Type of Filing or Request ¹ | Authority (MCL) | Fee Amount | Waivable ² | Distribution |
| Certified Copy of Letters of Authority -Certification fee -Each page | 600.2546 | \$10.00 \$1.00 | Yes | Funding Unit |
| Certified Copy of Deposition | 600.874(1)(c) | \$0.03/page for each copy of deposition furnished | Yes | 47.5% Funding Unit 52.5% State General Fund |
| Taking, Certifying, Sealing, and Forwarding Deposition to Appellate Court | 600.874(1)(c) | \$5.00 + \$0.10/page | Yes | 47.5% Funding Unit 52.5% State General Fund |
| Any other Certified Copy of any other Paper -Certification fee -Each page | 600.2546 | \$10.00 \$1.00 | Yes | Funding Unit |
| Certified Copy in relation to either proceedings for the admission or commitment of a person or the determination of inheritance tax | 600.876 | No Fee | | |

| GENERAL CONDITIONS WHERE NO FEE IS TO BE CHARGED | |
|--|---|
| Fee/Assessment | Authority (MCL/MCR) |
| One motion fee for all motions filed at same time in an action regardless of the caption | 2.119(G)(2) |
| Prohibits motion fee if motion filed at the same time as another document in same action as to which a fee is required. | 2.119(G)(3)(d) |
| Answer, Brief, Response | 2.119(G)(1) |
| Filing of Inventory ⁸ | 700.3706 ; 700.3707 |
| Notice of Continued Administration | 700.3951 |
| Annual Report on Condition of Ward | 700.5314 ; 700.5317 5.409(A) |
| Petition by Court-Appointed Attorney in Response to Guardianship Review | 600.880b(3) |
| Disallowance of Claim (includes notice) | 700.3806 ; 700.5429 700.7611 |
| Motion to Release Restricted Funds of a Minor | 600.880b(4) |
| Application for Order to Compel Support of Poor Person | 600.880a(2) |
| Petition for Allowance of Account filed with Account | MCR 2.119(G)(3)(d) |
| Petition for Attorney Fees filed with Account | MCR 2.119(G)(3)(d) |
| Commencement of a proceeding in probate court under a provision of the mental health code | 600.880(3) |
| Any other paper, no matter how titled, which requests relief or requires a hearing or ruling of the court when proceeding pending and filed by the ward or by the protected individual | MCL 600.880b(3) , (4) |
| Disclaimers | MCL 700.2906 |
| Petition to Unseal a Secret Marriage | MCL 551.203 ; MCL 551.204 |

⁸ Fee determined by MCL 600.871 based on the value of estate – there is no fee for filing.