

**NORTH CAROLINA GENERAL ASSEMBLY**

**LEGISLATIVE FISCAL NOTE**

**BILL NUMBER:** House Bill 204

**SHORT TITLE:** Foreclosure Filing Fees

**SPONSOR(S):** Representatives Neely, Culpepper, Hensley, R. Hunter, and McCrary

**FISCAL IMPACT**

**Yes (X)      No ( )      No Estimate Available ( )**

**FY 1997-98   FY 1998-99   FY 1999-00   FY 2000-01   FY 2001-02**

**REVENUES**                      Small Increase Ranging from \$50,000 to \$100,000 Per Year

**PRINCIPAL DEPARTMENT(S) & PROGRAM(S) AFFECTED:** Judicial Department

**EFFECTIVE DATE:** October 1, 1997

**BILL SUMMARY:** Amends GS 7A-308(a)(1) to raise the court fee for foreclosure proceedings from \$25 to \$30. Also sets additional charge of 30 cents per \$100 of final sale price (with minimum charge of \$10 and maximum of \$200) if property is sold under power of sale.

**ASSUMPTIONS AND METHODOLOGY:** Judicial Department

This legislation raises the court fee for foreclosure proceedings from \$25 to \$30. Judicial Department fiscal data for 1995-96 estimates that approximately 11,600 foreclosure actions were collected by the court. A \$5 fee increase would have increased revenues by \$58,000 in 1995-96. Data from the first quarter of FY 1996-97 shows that approximately 4,250 foreclosure actions were filed statewide. Extrapolating from this data, the Judicial Department estimates approximately 17,000 foreclosure actions will be filed this year. If the \$5 fee increase were collected in all of these cases, additional revenues would total about \$85,000 in 1996-97. The Department anticipates this range of foreclosure filings would continue in future fiscal years. Thus, the Judicial Department anticipates additional revenues would range from approximately \$50,000 to \$100,000 a year, if the \$5 increase was approved.

**FISCAL RESEARCH DIVISION 733-4910**

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**Official**

**Fiscal Research Division**

**Publication**



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