

RESOLUTION NO 2019-13

A RESOLUTION ESTABLISHING FEES FOR THE SHERIFF FOR SERVICE IN CIVIL CASES

WHEREAS, the Montana Code Annotated, Section 7-32-2141, provides that the County governing body may set sheriff services fees; and,

WHEREAS, the undersigned, as Board of County Commissioners for Phillips County, have elected to fix the fees for the sheriff pursuant to this statutory authority and the fees are established as set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Phillips County that:

1. The fees of the Sheriff for services rendered pursuant to Montana Code Annotated 7-32-2141 shall be set as follows:
  - a. For the service of a summons and complaint on each defendant, \$60.00;
  - b. For making a return of summons for a person not found in the county, \$60.00;
  - c. For levying and serving each writ of attachment of execution on real or personal property, \$85.00;
  - d. For service of an attachment on the body or order of arrest on each defendant, \$60.00;
  - e. For service of an affidavit, order and undertaking in claim and delivery, \$60.00;
  - f. For serving a subpoena, \$60.00 for each witness summoned;
  - g. For serving a writ of possession or restitution, \$60.00;
  - h. For trial of the right of property or damages, including all services, \$60.00;
  - i. For taking bond or undertaking in any case authorized by law, \$60.00;
  - j. For serving every notice, rule, or order, \$60.00 for each person served;
  - k. For a copy of any writ, process, or other paper when demanded or required by law, \$1.00 for each page up to ten (10) pages, then \$0.50 each page thereafter;
  - l. For posting notices and advertising any property for sale on execution or under any judgment or order of sale, exclusive of cost of publication, \$60.00;
  - m. For holding any Sheriff's sale for personal or real property on execution or under any judgment or order of sale, \$125.00, except that if a sale is ordered from the United States District Court, then the fee for conducting the sale, posting notice, and publication shall be the same as charged by the United States marshals pursuant to federal law;
  - n. For cancellation or postponement of sheriff's sale, \$60.00;

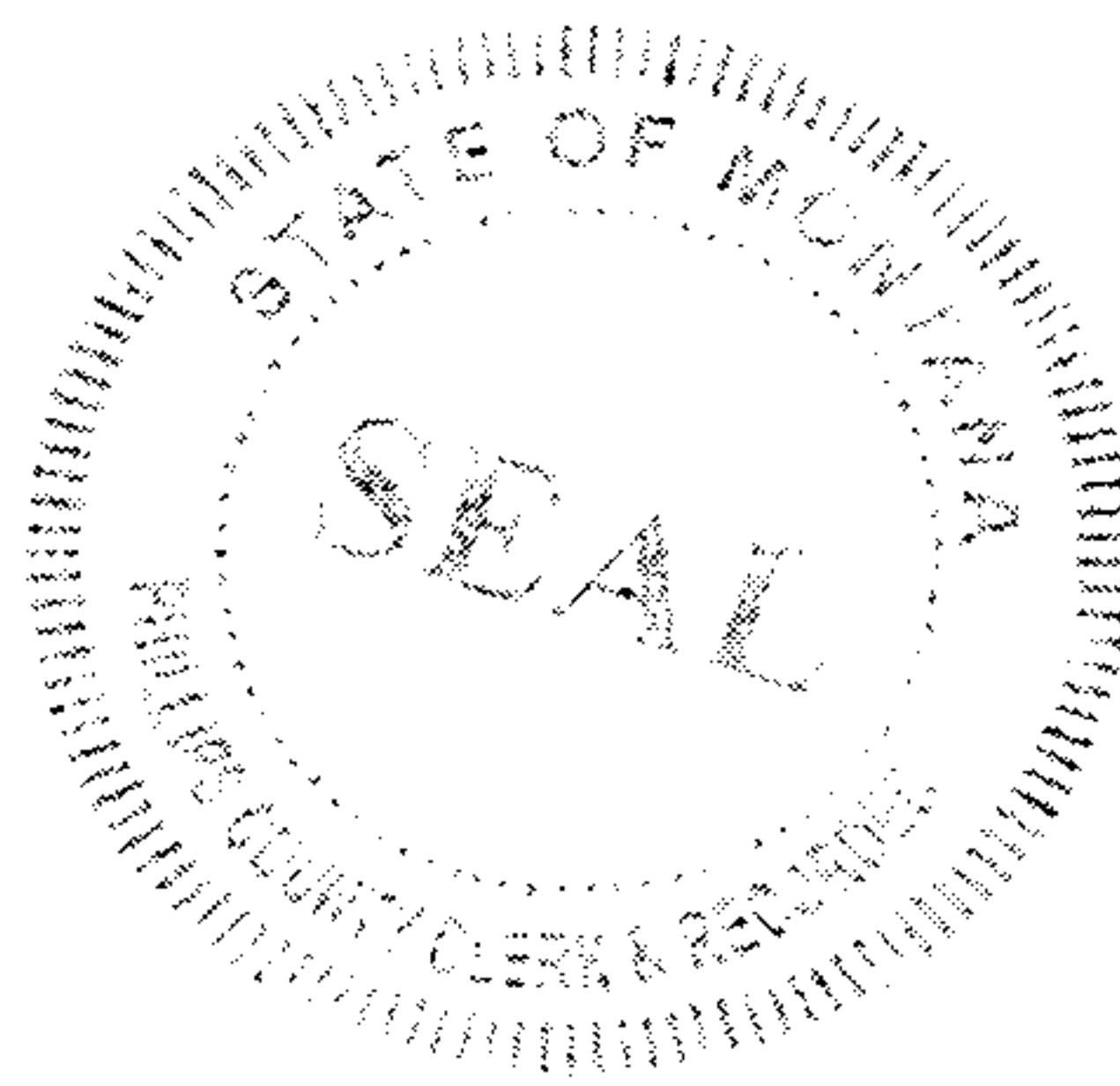
- o. Concealed weapon permit \$75.00 (\$50.00 as mandated by MCA 45-8-322(3), \$5.00 for fingerprinting as allowed by MCA 45-8-322(4), \$20.00 for background investigation as allowed by MCA 45-8-322(5));
  - p. For renewal of concealed weapon permit, \$45.00 (\$25.00 as mandated by MCA 45-8-322(3), \$20.00 for background investigation as allowed by MCA 45-8-322(5)); and
  - q. For replacement of a lost/stolen/damaged concealed weapon permit, \$10.00
2. The Sheriff is not entitled to a fee for mileage because mileage is included as part of the individual set forth above.
3. This Resolution of Fees shall become effective October 7, 2019, and shall continue in effect unless amended by further resolution of the Board of County Commissioners or otherwise amended by law.

Dated this 7<sup>th</sup> day of October, 2019.

PHILLIPS COUNTY  
BOARD OF COUNTY COMMISSIONERS

Richard Dunbar Richard Dunbar, Chairman  
John F. Carnahan John F. Carnahan, Member  
Bruce Christofferson Bruce Christofferson, Member

Attest: Lynnel LaBrie  
Lynnel LaBrie, Clerk



RESOLUTION 2025-16  
SHERIFF SERVICE FEES

WHEREAS, the County Commissioners are required to set the fees to be received by the County Sheriff pursuant to MCA Section 7-32-2141.

THEREFORE BE IT RESOLVED AS FOLLOWS:

1. At the request of the County Sheriff and due to the increase in requirements that will be implemented by the Federal Bureau of Investigation starting January 1, 2026, the fee for fingerprinting services for licensing and employment purposes (not criminal or concealed weapon permit - related) are increased from \$5.00 to \$20.00 per submission. This increase will go into effect beginning January 1, 2026.

Dated this 22<sup>nd</sup> day of December, 2025.

Phillips County  
Board of County Commissioners

Richard Dunbar, Chairman

Bruce Christofferson, Member

John F Carnahan, Member

Lynnel LaBrie, Clerk