

ORDINANCE NO. 10183 (N.S.)

AN ORDINANCE AMENDING SECTION 86.1 OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO THE FEE FOR FILING A FICTITIOUS BUSINESS NAME (FBN), A WITHDRAWAL OF PARTNERSHIP, A STATEMENT OF ABANDONMENT AND AN FBN ADDITIONAL NAME OR PARTNER; AND ADDING SECTION 86.2 TO THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO FEES FOR MISCELLANEOUS COUNTY CLERK SERVICES.

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. The Board of Supervisors finds and determines that it is necessary that fictitious business name (FBN) filing fees, withdrawal of partnership, statement of abandonment, and additional name allow for full cost recovery. The Board of Supervisors also finds and determines that it is necessary that fees for non-confidential and confidential marriage licenses, civil ceremonies, ceremony witnesses, deputy marriage commissioners, notary oath and bond filing, and notary authentications allow for full cost recovery. This Ordinance will allow fees to be charged that reflect increased costs.

Section 2. Section 86.1 of the San Diego County Administrative Code is hereby amended to read as follows:

SEC. 86.1 FEE FOR FILING OF FICTICIOUS BUSINESS NAME STATEMENT.

The following fees and charges shall be collected by the Assessor/Recorder/ County Clerk and such fees shall be paid into the County Treasury:

- a. A fee of \$42 for each filing of fictitious business name statement pursuant to Business and Professions Code Section 17929 and Government Code Section 54985;
- b. A fee of \$40 for each withdrawal of partnership of a fictitious business name pursuant to Business and Professions Code Section 17929 and Government Code Section 54985;
- c. A fee of \$40 for each statement of abandonment of a fictitious business name pursuant to Business and Professions Code Section 17929 and Government Code Section 54985;
- d. A fee of \$5 for each additional fictitious business name filed on the same statement pursuant to Business and Professions Code Section 17929 and Government Code Section 54985;
- e. A fee of \$5 for each additional partner operating under the same fictitious business name statement pursuant to Business and Professions Code Section 17929 and Government Code Section 54985.

Section 3. Section 86.2 is hereby added to the San Diego County Administrative Code to read as follows:

SEC 86.2 FEES FOR MISCELLANEOUS COUNTY CLERK SERVICES

The following fees and charges shall be collected by the Assessor/Recorder/County Clerk and such fees shall be paid into the County Treasury:

- a. A fee of \$70 for each non-confidential marriage license pursuant to Government Code Sections 26840 and 54985;
- b. A fee of \$89 for each confidential marriage license pursuant to Government Code Sections 26840 and 54985;
- c. A fee of \$88 for each civil ceremony performed pursuant to Government Code Sections 26861 and 54985;
- d. A fee of \$18 for each witness provided for civil ceremonies pursuant to the California Constitution, Article 11, Section 7;
- e. A fee of \$80 for each Deputy Marriage Commissioner application pursuant to the California Constitution, Article 11, Section 7;
- f. A fee of \$42 for each Notary Oath and Bond Filing pursuant to Government Code Sections 26849.1 and 54985;
- g. A fee of \$12 for each Notary Authentication pursuant to Government Code Sections 26852 and 54985.

This Ordinance shall take effect and be in force 30 days after its passage, and before the expiration of 15 days after its passage, a summary hereof shall be published once with the names of the members of the Board voting for and against it in the San Diego Commerce, a newspaper of general circulation published in the County of San Diego.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of San Diego this 6th day of December, 2011.

APPROVED AS TO FORM AND LEGALITY
THOMAS E. MONTGOMERY, COUNTY COUNSEL
BY Walter J. de Lorrell III,
Senior Deputy County Counsel