

By: McCall, Paxton, Madden

H.B. No. 326

Substitute the following for H.B. No. 326:

By: Solis

C.S.H.B. No. 326

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the creation of additional judicial districts composed
3 of Collin County.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter C, Chapter 24, Government Code, is
6 amended by adding Sections 24.560 and 24.561 to read as follows:

7 Sec. 24.560. 416TH JUDICIAL DISTRICT (COLLIN COUNTY). The
8 416th Judicial District is composed of Collin County.

9 Sec. 24.561. 417TH JUDICIAL DISTRICT (COLLIN COUNTY). (a)
10 The 417th Judicial District is composed of Collin County.

11 (b) The 417th District Court shall give preference to
12 juvenile matters.

13 SECTION 2. Subchapter G, Chapter 51, Government Code, is
14 amended by adding Section 51.607 to read as follows:

15 Sec. 51.607. ADDITIONAL FILING FEE FOR COLLIN COUNTY
16 DISTRICT COURTS. (a) In addition to all other fees authorized or
17 required by other law, the clerk of a Collin County district court
18 shall collect a filing fee of \$35 in each case filed in the court.

19 (b) Court fees due under this section shall be collected in
20 the same manner as other fees, fines, or costs are collected in the
21 case.

22 (c) The clerk shall send the fees collected under this
23 section to the county treasurer at least as frequently as monthly.
24 The treasurer shall deposit the fees in a special account in the

1 county treasury dedicated to the purposes provided by Subsection
2 (d).

3 (d) Notwithstanding Sections 659.011 and 659.012, the
4 Commissioners Court of Collin County shall, using the money in the
5 special account, pay the judges of the 416th and 417th judicial
6 districts an annual salary in an amount equal to the total salary
7 that would otherwise be paid to those judges under Section 659.012.
8 The commissioners court may use any remaining money in the special
9 account to pay additional compensation to those judges and the
10 operating expenses of the 416th and 417th judicial districts.

11 (e) This section applies only to filing fees for a 12-month
12 period beginning January 1, if the commissioners court:

13 (1) adopts a resolution authorizing a fee of \$35; and

14 (2) files the resolution with the county treasurer not
15 later than December 1 immediately preceding the first 12-month
16 period during which the fees are to be collected.

17 (f) A resolution adopted under Subsection (e) continues
18 from year to year through December 31, 2013, allowing the county to
19 collect fees under the terms of this section until the resolution is
20 rescinded. The commissioners court may not rescind a resolution
21 adopted under Subsection (e) to be effective before the 12-month
22 period beginning January 1, 2009.

23 (g) The commissioners court may rescind a resolution
24 adopted under Subsection (e) by adopting a resolution rescinding
25 the resolution and submitting the rescision resolution to the county
26 treasurer not later than December 1 preceding the next 12-month
27 period during which the fees are to be collected. The commissioners

1 court may adopt an additional resolution in the manner provided by
2 Subsection (e) after rescinding a previous resolution adopted under
3 that subsection.

4 (h) A filing fee established under a particular resolution
5 is abolished on the earlier of:

6 (1) the date a resolution adopted under Subsection (e)
7 is rescinded as provided by Subsection (g); or

8 (2) January 1, 2014.

9 (i) Subsection (d) expires on the date the filing fee is
10 abolished under Subsection (h).

11 SECTION 3. The 416th and 417th judicial districts are
12 created January 1, 2004, and this Act takes effect January 1, 2004.