

By: Goolsby

H.B. No. 3167

A BILL TO BE ENTITLED

AN ACT

relating to filing fees for certain types of actions.

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

SECTION 1. Section 51.317, Government Code, is amended by amending Subsections (a) and (b) and adding Subsection (b-1) to read as follows:

(a) The district clerk shall collect at the time the suit or action is filed the fees provided by Subsections [~~Subsection~~] (b) and (b-1) [~~of this section~~] for services performed by the clerk.

(b) The fees are:

(1) except as provided by Subsection (b-1), for filing a suit, including an appeal from an inferior court [~~and for filing a petition for preconviction writ of habeas corpus~~] . . . \$60 [~~\$45~~]

(2) for filing a cross-action, counterclaim, intervention, contempt action, motion for new trial, or third-party petition . . . . . \$15

(3) for issuing a citation or other writ or process not otherwise provided for, including one copy, when requested at the time a suit or action is filed . . . . . \$8

(4) for the records management and preservation fund . . . . . \$5.

(b-1) The fees for filing a suit, including an appeal from an inferior court, are:

(1) \$75, for a suit with at least 11 but not more than

1 25 plaintiffs;

2 (2) \$100, for a suit with at least 26 but not more than  
3 100 plaintiffs;

4 (3) \$125, for a suit with at least 101 but not more  
5 than 500 plaintiffs;

6 (4) \$150, for a suit with at least 501 but not more  
7 than 1,000 plaintiffs; and

8 (5) \$175, for a suit with more than 1,000 plaintiffs.

9 SECTION 2. This Act takes effect September 1, 2003. Section  
10 51.317(b), Government Code, as amended by this Act, and Section  
11 51.317(b-1), Government Code, as added by this Act, apply only to a  
12 fee that becomes due on or after September 1, 2003.