

1-1 By: Goolsby, et al. (Senate Sponsor - Brimer) H.B. No. 3167  
1-2 (In the Senate - Received from the House May 19, 2003;  
1-3 May 20, 2003, read first time and referred to Committee on  
1-4 Intergovernmental Relations; May 23, 2003, reported favorably by  
1-5 the following vote: Yeas 5, Nays 0; May 23, 2003, sent to  
1-6 printer.)

1-7 A BILL TO BE ENTITLED  
1-8 AN ACT

1-9 relating to filing fees for certain types of actions.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 51.317, Government Code, is amended by  
1-12 amending Subsections (a) and (b) and adding Subsection (b-1) to  
1-13 read as follows:

1-14 (a) The district clerk shall collect at the time the suit or  
1-15 action is filed the fees provided by Subsections ~~[Subsection]~~ (b)  
1-16 and (b-1) ~~[of this section]~~ for services performed by the clerk.

1-17 (b) The fees are:

1-18 (1) except as provided by Subsection (b-1), for filing  
1-19 a suit, including an appeal from an inferior court ~~[and for filing a~~  
1-20 ~~petition for preconviction writ of habeas corpus]~~ . . . . \$50 ~~[\$45]~~

1-21 (2) for filing a cross-action, counterclaim,  
1-22 intervention, contempt action, motion for new trial, or third-party  
1-23 petition . . . . . \$15

1-24 (3) for issuing a citation or other writ or process not  
1-25 otherwise provided for, including one copy, when requested at the  
1-26 time a suit or action is filed . . . . . \$8

1-27 (4) for the records management and preservation  
1-28 fund . . . . . \$5.

1-29 (b-1) The fees for filing a suit, including an appeal from  
1-30 an inferior court, are:

1-31 (1) \$75, for a suit with at least 11 but not more than  
1-32 25 plaintiffs;

1-33 (2) \$100, for a suit with at least 26 but not more than  
1-34 100 plaintiffs;

1-35 (3) \$125, for a suit with at least 101 but not more  
1-36 than 500 plaintiffs;

1-37 (4) \$150, for a suit with at least 501 but not more  
1-38 than 1,000 plaintiffs; and

1-39 (5) \$200, for a suit with more than 1,000 plaintiffs.

1-40 SECTION 2. This Act takes effect September 1, 2003. Section  
1-41 51.317(b), Government Code, as amended by this Act, and Section  
1-42 51.317(b-1), Government Code, as added by this Act, apply only to a  
1-43 fee that becomes due on or after September 1, 2003.

1-44 \* \* \* \* \*