

By: Keffer of Eastland

H.B. No. 3322

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the creation of an appellate judicial system for the
3 Eleventh Court of Appeals

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

5 SECTION 1. Subchapter C, Chapter 22, Government Code, is
6 amended by adding Section 22.2121 to read as follows:

7 Sec. 22.2121. APPELLATE JUDICIAL SYSTEM. (a) The
8 commissioners court of each county in the Eleventh Court of Appeals
9 District by order entered in its minutes shall establish an
10 appellate judicial system to:

11 (1) assist the court of appeals for the county in the
12 processing of appeals filed with the court of appeals from the
13 county courts, statutory county courts, probate courts, and
14 district courts; and

15 (2) defray costs and expenses incurred by the county
16 under Section 22.212.

17 (b) To fund the system, the commissioners court shall set a
18 court costs fee of \$5 for each civil suit filed in county court,
19 statutory county court, probate court, or district court in the
20 county.

21 (c) The court costs fee does not apply to a suit filed by the
22 county or to a suit for delinquent taxes.

23 (d) The court costs fee shall be taxed, collected, and paid
24 as other court costs in a suit. The clerk of the court shall collect

1 the court costs fee set under this section and pay it to the county
2 officer who performs the county treasurer's functions. The officer
3 shall deposit the fee in a separate appellate justice system fund.
4 The commissioners court shall establish and maintain the fund to
5 assist the court of appeals district. The fund may not be used for
6 any other purpose.

7 (e) The commissioners court has the authority necessary to
8 assist the court of appeals in the administration and management of
9 the system and to contract with any private corporation, public
10 corporation, or a combination of those corporations.

11 (f) The commissioners court shall vest management of the
12 system in the chief justice of the court of appeals.

13 SECTION 2. This Act takes effect September 1, 2003.