

By: Duncan

S.B. No. 1551

Substitute the following for S.B. No. 1551:

By: Hartnett

C.S.S.B. No. 1551

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the creation of additional judicial districts, to
3 filing fees in the district courts in Collin County, and to the
4 jurisdiction of the county courts at law in Cameron County.

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

6 SECTION 1. Subchapter C, Chapter 24, Government Code, is
7 amended by adding Section 24.557 to read as follows:

8 Sec. 24.557. 413TH JUDICIAL DISTRICT (JOHNSON COUNTY). The
9 413th Judicial District is composed of Johnson County.

10 SECTION 2. (a) Subchapter C, Chapter 24, Government Code,
11 is amended by adding Section 24.559 to read as follows:

12 Sec. 24.559. 415TH JUDICIAL DISTRICT (PARKER COUNTY). The
13 415th Judicial District is composed of Parker County.

14 (b) Subsection (a), Section 32.184, Government Code, is
15 amended to read as follows:

16 (a) The Commissioners Court of Parker County may budget for
17 and pay the judges [~~judge~~] of the 43rd and 415th judicial districts
18 [~~Judicial District~~] an annual salary not to exceed \$7,800 for
19 performing judicial and administrative services.

20 (c) Section 43.125, Government Code, is amended to read as
21 follows:

22 Sec. 43.125. 43RD JUDICIAL DISTRICT. The voters of the 43rd
23 Judicial District elect a district attorney who represents the
24 state in all cases before the 43rd and 415th district courts.

1 (d) Subsection (b), Section 152.1901, Human Resources Code,
2 is amended to read as follows:

3 (b) The [~~district court~~] judge of the 43rd Judicial District
4 is the chairman of the board.

5 SECTION 3. 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 4. Subchapter C, Chapter 24, Government Code, is
14 amended by adding Section 24.563 to read as follows:

15 Sec. 24.563. 419TH JUDICIAL DISTRICT (TRAVIS COUNTY). The
16 419th Judicial District is composed of Travis County.

17 SECTION 5. Subchapter C, Chapter 24, Government Code, is
18 amended by adding Section 24.566 to read as follows:

19 Sec. 24.566. 422ND JUDICIAL DISTRICT (KAUFMAN COUNTY). The
20 422nd Judicial District is composed of Kaufman County.

21 SECTION 6. Subsection (a), Section 25.0332, Government
22 Code, is amended to read as follows:

23 (a) In addition to the jurisdiction provided by Section
24 25.0003 and other law, a county court at law in Cameron County has:

25 (1) concurrent with the county court, the probate
26 jurisdiction provided by general law for county courts; and

27 (2) concurrent jurisdiction with the district court in

1 civil cases in which the amount in controversy exceeds \$500 but does
2 not exceed \$10 [~~\$1~~] million, excluding interest.

3 SECTION 7. Subchapter G, Chapter 51, Government Code, is
4 amended by adding Section 51.607 to read as follows:

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

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

12 (c) The clerk shall send the fees collected under this
13 section to the county treasurer at least as frequently as monthly.
14 The treasurer shall deposit the fees in a special account in the
15 county treasury dedicated to the purposes provided by Subsection
16 (d).

17 (d) Notwithstanding Sections 659.011 and 659.012, the
18 Commissioners Court of Collin County shall, using the money in the
19 special account, pay the judges of the 416th and 417th judicial
20 districts an annual salary in an amount equal to the total salary
21 that would otherwise be paid to those judges under Section 659.012.
22 The commissioners court may use any remaining money in the special
23 account to pay additional compensation to those judges and the
24 operating expenses of the 416th and 417th judicial districts.

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

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

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

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

10 (g) The commissioners court may rescind a resolution
11 adopted under Subsection (e) by adopting a resolution rescinding
12 the resolution and submitting the rescision resolution to the county
13 treasurer not later than December 1 preceding the next 12-month
14 period during which the fees are to be collected. The commissioners
15 court may adopt an additional resolution in the manner provided by
16 Subsection (e) after rescinding a previous resolution adopted under
17 that subsection.

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

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

22 (2) January 1, 2014.

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

25 SECTION 8. (a) The 416th and 417th judicial districts are
26 created January 1, 2004.

27 (b) The 413th Judicial District is created September 1,

1 2003.

2 (c) The 415th, 419th, and 422nd judicial districts are
3 created September 1, 2005.

4 SECTION 9. Subsection (a), Section 25.0332, Government
5 Code, as amended by this Act, applies only to a case filed on or
6 after the effective date of this Act. A case filed before the
7 effective date of this Act is governed by the law in effect at the
8 time the case was filed, and that law is continued in effect for
9 that purpose.

10 SECTION 10. (a) Except as provided by Subsections (b) and
11 (c) of this section, this Act takes effect September 1, 2003.

12 (b) Sections 3 and 7 of this Act take effect January 1, 2004.

13 (c) Sections 2, 4, and 5 of this Act take effect September 1,
14 2005.