

## **BILL ANALYSIS**

S.B. 1424  
By: Gallegos  
Judiciary  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Counterclaims, which are initiated by a party, are not included in the actions on which a court can assess a fee. As proposed, S.B. 1424 includes a counterclaim as an action on which a court is authorized to assess a fee.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **ANALYSIS**

SECTION 1. Amends Section 118.122, Local Government Code, to provide that the fee for "services rendered before judgment" under Section 118.121(1), includes a fee for the filing of a counterclaim. Makes conforming changes.

SECTION 2. Makes application of this Act prospective.

### **EFFECTIVE DATE**

SECTION 3. Effective date: September 1, 2005.