

By: West

S.B. No. 291

A BILL TO BE ENTITLED

AN ACT

relating to the index of court fees and costs.

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

SECTION 1. Section 101.061, Government Code, is amended to read as follows:

Sec. 101.061. DISTRICT COURT FEES AND COSTS. The clerk of a district court shall collect fees and costs as follows:

(1) filing fee in action with respect to a fraudulent court record or fraudulent lien or claim filed against property (Sec. 12.005, Civil Practice and Remedies Code) . . . \$15;

(2) fee for service of notice of action with respect to a fraudulent court record or fraudulent lien or claim filed against property (Sec. 12.005, Civil Practice and Remedies Code) . . . not to exceed \$20, if notice delivered in person, or the cost of postage, if service is by registered or certified mail;

(3) court cost in certain civil cases to establish and maintain an alternative dispute resolution system, if authorized by the county commissioners court (Sec. 152.004, Civil Practice and Remedies Code) . . . not to exceed \$10;

(4) appellate judicial system filing fees for:

(A) First or Fourteenth Court of Appeals District (Sec. 22.2021, Government Code) . . . not more than \$5;

(B) Second Court of Appeals District (Sec. 22.2031, Government Code) . . . not more than \$5;

1 (C) Fourth Court of Appeals District (Sec.
2 22.2051, Government Code) . . . not more than \$5;

3 (D) Fifth Court of Appeals District (Sec.
4 22.2061, Government Code) . . . not more than \$5; and

5 (E) Thirteenth Court of Appeals District (Sec.
6 22.2141, Government Code) . . . not more than \$5;

7 (5) additional filing fees:

8 (A) for each suit filed for insurance contingency
9 fund, if authorized by the county commissioners court (Sec. 51.302,
10 Government Code) . . . not to exceed \$5;

11 (B) for each civil suit filed, for court-related
12 purposes for the support of the judiciary and for civil legal
13 services to an indigent:

14 (i) for family law cases and proceedings as
15 defined by Section 25.0002, Government Code (Sec. 133.151, Local
16 Government Code) . . . \$45; or

17 (ii) for any case other than a case
18 described by Subparagraph (i) (Sec. 133.151, Local Government
19 Code) . . . \$50;

20 (C) to fund the improvement of Dallas County
21 civil court facilities, if authorized by the county commissioners
22 court (Sec. 51.705, Government Code) . . . not more than \$15; and

23 (D) on the filing of any civil action or
24 proceeding requiring a filing fee, including an appeal, and on the
25 filing of any counterclaim, cross-action, intervention,
26 interpleader, or third-party action requiring a filing fee, to fund
27 civil legal services for the indigent:

1 (i) for family law cases and proceedings as
2 defined by Section 25.0002, Government Code (Sec. 133.152, Local
3 Government Code) . . . \$5; or

4 (ii) for any case other than a case
5 described by Subparagraph (i) (Sec. 133.152, Local Government
6 Code) . . . \$10;

7 (6) for filing a suit, including an appeal from an
8 inferior court:

9 (A) for a suit with 10 or fewer plaintiffs (Sec.
10 51.317, Government Code) . . . \$50;

11 (B) for a suit with at least 11 but not more than
12 25 plaintiffs (Sec. 51.317, Government Code) . . . \$75;

13 (C) for a suit with at least 26 but not more than
14 100 plaintiffs (Sec. 51.317, Government Code) . . . \$100;

15 (D) for a suit with at least 101 but not more than
16 500 plaintiffs (Sec. 51.317, Government Code) . . . \$125;

17 (E) for a suit with at least 501 but not more than
18 1,000 plaintiffs (Sec. 51.317, Government Code) . . . \$150; or

19 (F) for a suit with more than 1,000 plaintiffs
20 (Sec. 51.317, Government Code) . . . \$200;

21 (7) for filing a cross-action, counterclaim,
22 intervention, contempt action, motion for new trial, or third-party
23 petition (Sec. 51.317, Government Code) . . . \$15;

24 (8) for issuing a citation or other writ or process not
25 otherwise provided for, including one copy, when requested at the
26 time a suit or action is filed (Sec. 51.317, Government
27 Code) . . . \$8;

- 1 (9) for records management and preservation (Sec.
2 51.317, Government Code) . . . \$10;
- 3 (10) for issuing a subpoena, including one copy (Sec.
4 51.318, Government Code) . . . \$8;
- 5 (11) for issuing a citation, commission for
6 deposition, writ of execution, order of sale, writ of execution and
7 order of sale, writ of injunction, writ of garnishment, writ of
8 attachment, or writ of sequestration not provided for in Section
9 51.317, or any other writ or process not otherwise provided for,
10 including one copy if required by law (Sec. 51.318, Government
11 Code) . . . \$8;
- 12 (12) for searching files or records to locate a cause
13 when the docket number is not provided (Sec. 51.318, Government
14 Code) . . . \$5;
- 15 (13) for searching files or records to ascertain the
16 existence of an instrument or record in the district clerk's office
17 (Sec. 51.318, Government Code) . . . \$5;
- 18 (14) for abstracting a judgment (Sec. 51.318,
19 Government Code) . . . \$8;
- 20 (15) for approving a bond (Sec. 51.318, Government
21 Code) . . . \$4;
- 22 (16) for a certified copy of a record, judgment,
23 order, pleading, or paper on file or of record in the district
24 clerk's office, including certificate and seal, for each page or
25 part of a page (Sec. 51.318, Government Code) . . . \$1;
- 26 (17) for a noncertified copy, for each page or part of
27 a page (Sec. 51.318, Government Code) . . . not to exceed \$1;

- 1 (18) jury fee (Sec. 51.604, Government
2 Code) . . . \$30;
- 3 (19) for filing a report of divorce or annulment (Sec.
4 194.002, Health and Safety Code) . . . \$1;
- 5 (20) for filing a suit in Comal County (Sec. 152.0522,
6 Human Resources Code) . . . \$4;
- 7 (21) additional filing fee for family protection on
8 filing a suit for dissolution of a marriage under Chapter 6, Family
9 Code, if authorized by the county commissioners court (Sec. 51.961,
10 Government Code) . . . not to exceed \$15;
- 11 (22) fee on filing a suit for dissolution of a marriage
12 for services of child support department in Harris County, if
13 authorized by the county commissioners court (Sec. 152.1074, Human
14 Resources Code) . . . not to exceed \$12;
- 15 (22-a) a child support service fee in Nueces County if
16 ordered by the commissioners court and assessed by the court (Sec.
17 152.1844, Human Resources Code) . . . not to exceed \$5 a month
18 payable annually in advance;
- 19 (22-b) a service fee to be paid by a person ordered by
20 a district court to pay child or spousal support:
- 21 (A) in Collin County if authorized by the
22 juvenile board (Sec. 152.0492, Human Resources Code) . . . not to
23 exceed \$2.50 added to first support payment each month;
- 24 (B) in Johnson County if authorized by the
25 juvenile board (Sec. 152.1322, Human Resources Code) . . . \$1.00
26 added to first support payment each month; and
- 27 (C) in Montague County (Sec. 152.1752, Human

1 Resources Code) . . . \$1 if fee is ordered to be paid monthly, 50
2 cents if fee is ordered to be paid semimonthly or weekly;

3 (22-c) attorney's fees as an additional cost in
4 Montague County on a finding of contempt of court for failure to pay
5 child or spousal support if the contempt action is initiated by the
6 probation department (Sec. 152.1752, Human Resources
7 Code) . . . \$15;

8 (23) fee on filing a suit requesting an adoption in
9 Montague County (Sec. 152.1752, Human Resources Code) . . . \$25;

10 (24) court cost on citation for contempt of court for
11 failure to comply with child support order in Nueces County, if
12 authorized by the commissioners court (Sec. 152.1844, Human
13 Resources Code) . . . not to exceed \$10;

14 (25) fee on filing a suit for divorce in Orange County
15 (Sec. 152.1873, Human Resources Code) . . . not less than \$5;

16 (26) court costs on citation for contempt of court in
17 Orange County for failure to comply with a child support order or
18 order providing for possession of or access to a child (Sec.
19 152.1873, Human Resources Code) . . . amount determined by
20 district clerk;

21 (27) fee on filing a suit requesting an adoption in
22 Orange County (Sec. 152.1874, Human Resources Code) . . . not less
23 than \$25;

24 (28) fee on filing a suit requesting an adoption in
25 Wichita County (Sec. 152.2496, Human Resources Code) . . . \$100;

26 (29) additional filing fee to fund the courthouse
27 security fund, if authorized by the county commissioners court

1 (Sec. 291.008, Local Government Code) . . . not to exceed \$5;

2 (30) additional filing fee for filing documents not
3 subject to certain filing fees to fund the courthouse security
4 fund, if authorized by the county commissioners court (Sec.
5 291.008, Local Government Code) . . . \$1;

6 (31) additional filing fee to fund the courthouse
7 security fund in Webb County, if authorized by the county
8 commissioners court (Sec. 291.009, Local Government
9 Code) . . . not to exceed \$20;

10 (32) court cost in civil cases other than suits for
11 delinquent taxes to fund the county law library fund, if authorized
12 by the county commissioners court (Sec. 323.023, Local Government
13 Code) . . . not to exceed \$35;

14 (33) when administering a case for the Rockwall County
15 Court at Law (Sec. 25.2012, Government Code) . . . civil fees and
16 court costs as if the case had been filed in district court;

17 (34) at a hearing held by an associate judge in Dallas
18 County, a court cost to preserve the record, in the absence of a
19 court reporter, by other means (Sec. 54.509, Government
20 Code) . . . as assessed by the referring court or associate judge;
21 ~~and~~

22 (35) at a hearing held by an associate judge in Duval
23 County, a court cost to preserve the record (Sec. 54.1151,
24 Government Code, as added by Chapter 1150, Acts of the 78th
25 Legislature, Regular Session, 2003) . . . as imposed by the
26 referring court or associate judge;

27 (36) court fees and costs, if ordered by the court, for

1 a suit filed by an inmate in which an affidavit or unsworn
2 declaration of inability to pay costs is filed by the inmate (Sec.
3 14.006, Civil Practice and Remedies Code) . . . the lesser of:

4 (A) 20 percent of the preceding six months'
5 deposits to the inmate's trust account administered by the Texas
6 Department of Criminal Justice under Section 501.014, Government
7 Code; or

8 (B) the total amount of court fees and costs;
9 (37) monthly payment for remaining court fees and
10 costs after the initial payment for a suit in which an affidavit or
11 unsworn declaration of inability to pay costs is filed by the inmate
12 (Sec. 14.006, Civil Practice and Remedies Code) . . . the lesser
13 of:

14 (A) 10 percent of that month's deposit to the
15 inmate's trust account administered by the Texas Department of
16 Criminal Justice under Section 501.014, Government Code; or

17 (B) the total amount of court fees and costs that
18 remain unpaid;

19 (38) the following costs not otherwise charged to the
20 inmate under Section 14.006, Civil Practice and Remedies Code, if
21 the inmate has previously filed an action dismissed as malicious or
22 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

23 (A) expenses of service of process;

24 (B) postage; and

25 (C) transportation, housing, or medical care
26 incurred in connection with the appearance of the inmate in the
27 court for any proceeding;

1 (39) fee for performing a service:

2 (A) related to the matter of the estate of a
3 deceased person (Sec. 51.319, Government Code) . . . the same fee
4 allowed the county clerk for those services;

5 (B) related to the matter of a minor (Sec.
6 51.319, Government Code) . . . the same fee allowed the county
7 clerk for the service;

8 (C) of serving process by certified or registered
9 mail (Sec. 51.319, Government Code) . . . the same fee a sheriff or
10 constable is authorized to charge for the service under Section
11 118.131, Local Government Code; and

12 (D) prescribed or authorized by law but for which
13 no fee is set (Sec. 51.319, Government Code) . . . a reasonable
14 fee;

15 (40) court costs, which may include expert witness
16 fees in Travis County in an action in which the plaintiff prevails
17 against an insurer for economic damages sustained by the plaintiff
18 as a result of unfair discrimination (Sec. 544.054, Insurance
19 Code) . . . court costs and reasonable and necessary expert
20 witness fees;

21 (41) security deposit on filing, by any person other
22 than the personal representative of an estate, an application,
23 complaint, or opposition in relation to the estate, if required by
24 the clerk (Sec. 12, Texas Probate Code) . . . probable cost of the
25 proceeding;

26 (42) security deposit on filing, by any person other
27 than the guardian, attorney ad litem, or guardian ad litem, an

1 application, complaint, or opposition in relation to a guardianship
2 matter, if required by the clerk (Sec. 622, Texas Probate
3 Code) . . . probable cost of the guardianship proceeding; and
4 (43) fee for filing an additional petition for review
5 of an appraisal review board order relating to certain regulated
6 property running through or operating in more than one county after
7 the first petition for review relating to the same property is filed
8 for a tax year (Sec. 42.221, Tax Code) . . . \$5.

9 SECTION 2. Section 101.081, Government Code, is amended to
10 read as follows:

11 Sec. 101.081. STATUTORY COUNTY COURT FEES AND COSTS. The
12 clerk of a statutory county court shall collect fees and costs as
13 follows:

14 (1) court cost in certain civil cases to establish and
15 maintain an alternative dispute resolution system, if authorized by
16 the county commissioners court (Sec. 152.004, Civil Practice and
17 Remedies Code) . . . not to exceed \$10;

18 (2) appellate judicial system filing fees:

19 (A) First or Fourteenth Court of Appeals District
20 (Sec. 22.2021, Government Code) . . . not more than \$5;

21 (B) Second Court of Appeals District (Sec.
22 22.2031, Government Code) . . . not more than \$5;

23 (C) Fourth Court of Appeals District (Sec.
24 22.2051, Government Code) . . . not more than \$5;

25 (D) Fifth Court of Appeals District (Sec.
26 22.2061, Government Code) . . . not more than \$5; and

27 (E) Thirteenth Court of Appeals District (Sec.

1 22.2141, Government Code) . . . not more than \$5;

2 (3) an official court reporter fee, County Court at
3 Law No. 2 of Bexar County (Sec. 25.0172, Government Code) . . . \$3;

4 (4) a court reporter fee when testimony is taken in a
5 county court at law in McLennan County (Sec. 25.1572, Government
6 Code) . . . \$3;

7 (5) a stenographer fee, if a record or part of a record
8 is made:

9 (A) in a county court at law in Hidalgo County
10 (Sec. 25.1102, Government Code) . . . \$20; and

11 (B) in a county court at law in Nolan County (Sec.
12 25.1792, Government Code) . . . \$25;

13 (6) jury fee (Sec. 51.604, Government
14 Code) . . . \$22;

15 (7) an additional filing fee:

16 (A) for each civil case filed to be used for
17 court-related purposes for the support of the judiciary, if
18 authorized by the county commissioners court (Sec. 51.702,
19 Government Code) . . . \$40;

20 (B) to fund the improvement of Dallas County
21 civil court facilities, if authorized by the county commissioners
22 court (Sec. 51.705, Government Code) . . . not more than \$15; and

23 (C) for filing any civil action or proceeding
24 requiring a filing fee, including an appeal, and on the filing of
25 any counterclaim, cross-action, intervention, interpleader, or
26 third-party action requiring a filing fee, to fund civil legal
27 services for the indigent (Sec. 133.153, Local Government

1 Code) . . . \$5;

2 (8) for filing an application for registration of
3 death (Sec. 193.007, Health and Safety Code) . . . \$1;

4 (9) fee for judge's services on an application for
5 court-ordered mental health services (Sec. 574.031, Health and
6 Safety Code) . . . not to exceed \$50;

7 (10) fee for prosecutor's services on an application
8 for court-ordered mental health services (Sec. 574.031, Health and
9 Safety Code) . . . not to exceed \$50;

10 (11) for filing a suit in Comal County (Sec. 152.0522,
11 Human Resources Code) . . . \$4;

12 (12) additional filing fee to fund contingency fund
13 for liability insurance, if authorized by the county commissioners
14 court (Sec. 82.003, Local Government Code) . . . not to exceed \$5;

15 (13) civil court actions (Sec. 118.052, Local
16 Government Code):

17 (A) filing of original action (Secs. 118.052 and
18 118.053, Local Government Code):

19 (i) garnishment after judgment (Sec.
20 118.052, Local Government Code) . . . \$15; and

21 (ii) all others (Sec. 118.052, Local
22 Government Code) . . . \$40;

23 (B) filing of action other than original (Secs.
24 118.052 and 118.054, Local Government Code) . . . \$30; and

25 (C) services rendered after judgment in original
26 action (Secs. 118.052 and 118.0545, Local Government Code):

27 (i) abstract of judgment (Sec. 118.052,

1 Local Government Code) . . . \$5; and

2 (ii) execution, order of sale, writ, or
3 other process (Sec. 118.052, Local Government Code) . . . \$5;

4 (14) probate court actions (Sec. 118.052, Local
5 Government Code):

6 (A) probate original action (Secs. 118.052 and
7 118.055, Local Government Code):

8 (i) probate of a will with independent
9 executor, administration with will attached, administration of an
10 estate, guardianship or receivership of an estate, or muniment of
11 title (Sec. 118.052, Local Government Code) . . . \$40;

12 (ii) community survivors (Sec. 118.052,
13 Local Government Code) . . . \$40;

14 (iii) small estates (Sec. 118.052, Local
15 Government Code) . . . \$40;

16 (iv) declarations of heirship (Sec.
17 118.052, Local Government Code) . . . \$40;

18 (v) mental health or chemical dependency
19 services (Sec. 118.052, Local Government Code) . . . \$40; and

20 (vi) additional, special fee (Secs. 118.052
21 and 118.064, Local Government Code) . . . \$5;

22 (B) services in pending probate action (Secs.
23 118.052 and 118.056, Local Government Code):

24 (i) filing an inventory and appraisalment
25 after the 120th day after the date of the initial filing of the
26 action (Sec. 118.052, Local Government Code) . . . \$25;

27 (ii) approving and recording bond (Sec.

- 1 118.052, Local Government Code) . . . \$3;
- 2 (iii) administering oath (Sec. 118.052,
- 3 Local Government Code) . . . \$2;
- 4 (iv) filing annual or final account of
- 5 estate (Sec. 118.052, Local Government Code) . . . \$25;
- 6 (v) filing application for sale of real or
- 7 personal property (Sec. 118.052, Local Government Code) . . . \$25;
- 8 and
- 9 (vi) filing annual or final report of
- 10 guardian of a person (Sec. 118.052, Local Government
- 11 Code) . . . \$10;
- 12 (C) adverse probate action (Secs. 118.052 and
- 13 118.057, Local Government Code) . . . \$40; and
- 14 (D) claim against estate (Secs. 118.052 and
- 15 118.058, Local Government Code) . . . \$2;
- 16 (15) other fees (Sec. 118.052, Local Government Code):
- 17 (A) issuing document (Secs. 118.052 and 118.059,
- 18 Local Government Code):
- 19 (i) original document and one copy (Sec.
- 20 118.052, Local Government Code) . . . \$4; and
- 21 (ii) each additional set of an original and
- 22 one copy (Sec. 118.052, Local Government Code) . . . \$4;
- 23 (B) certified papers (Secs. 118.052 and 118.060,
- 24 Local Government Code):
- 25 (i) for the clerk's certificate (Sec.
- 26 118.052, Local Government Code) . . . \$5; and
- 27 (ii) a fee per page or part of a page (Sec.

1 118.052, Local Government Code) . . . \$1;

2 (C) noncertified papers, for each page or part of
3 a page (Secs. 118.052 and 118.0605, Local Government
4 Code) . . . \$1;

5 (D) letters testamentary, letter of
6 guardianship, letter of administration, or abstract of judgment
7 (Secs. 118.052 and 118.061, Local Government Code) . . . \$2;

8 (E) safekeeping of wills (Secs. 118.052 and
9 118.062, Local Government Code) . . . \$5;

10 (F) mail service of process (Secs. 118.052 and
11 118.063, Local Government Code) . . . same as sheriff; and

12 (G) records management and preservation fee
13 (Secs. 118.052, 118.0546, and 118.0645, Local Government
14 Code) . . . \$5;

15 (16) additional filing fee to fund the courthouse
16 security fund, if authorized by the county commissioners court
17 (Sec. 291.008, Local Government Code) . . . not to exceed \$5;

18 (17) additional filing fee for filing documents not
19 subject to certain filing fees to fund the courthouse security
20 fund, if authorized by the county commissioners court (Sec.
21 291.008, Local Government Code) . . . \$1;

22 (18) additional filing fee to fund the courthouse
23 security fund in Webb County, if authorized by the county
24 commissioners court (Sec. 291.009, Local Government
25 Code) . . . not to exceed \$20;

26 (19) court cost in civil cases other than suits for
27 delinquent taxes to fund the county law library fund, if authorized

1 by the county commissioners court (Sec. 323.023, Local Government
2 Code) . . . not to exceed \$35;

3 (20) fee for deposit of a will with the county clerk
4 during testator's lifetime (Sec. 71, Texas Probate Code) . . . \$3;

5 (21) court cost for each special commissioner in an
6 eminent domain proceeding (Sec. 21.047, Property Code) . . . as
7 taxed by the court, \$10 or more; ~~and~~

8 (22) fee for county attorney in a suit regarding a
9 railroad company's failure to keep roadbed and right-of-way in
10 proper condition (Art. 6327, Vernon's Texas Civil
11 Statutes) . . . \$10;

12 (23) court fees and costs, if ordered by the court, for
13 a suit filed by an inmate in which an affidavit or unsworn
14 declaration of inability to pay costs is filed by the inmate (Sec.
15 14.006, Civil Practice and Remedies Code) . . . the lesser of:

16 (A) 20 percent of the preceding six months'
17 deposits to the inmate's trust account administered by the Texas
18 Department of Criminal Justice under Section 501.014, Government
19 Code; or

20 (B) the total amount of court fees and costs;

21 (24) monthly payment for remaining court fees and
22 costs after the initial payment for a suit in which an affidavit or
23 unsworn declaration of inability to pay costs is filed by the inmate
24 (Sec. 14.006, Civil Practice and Remedies Code) . . . the lesser
25 of:

26 (A) 10 percent of that month's deposit to the
27 inmate's trust account administered by the Texas Department of

1 Criminal Justice under Section 501.014, Government Code; or

2 (B) the total amount of court fees and costs that
3 remain unpaid;

4 (25) the following costs not otherwise charged to the
5 inmate under Section 14.006, Civil Practice and Remedies Code, if
6 the inmate has previously filed an action dismissed as malicious or
7 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

8 (A) expenses of service of process;

9 (B) postage; and

10 (C) transportation, housing, or medical care
11 incurred in connection with the appearance of the inmate in the
12 court for any proceeding;

13 (26) the official court reporter's fee taxed as costs
14 in civil actions in a statutory county court:

15 (A) in Bexar County Courts at Law:

16 (i) Nos. 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12
17 (Sec. 25.0172, Government Code) . . . taxed in the same manner as
18 the fee is taxed in district court; and

19 (ii) No. 2 (Sec. 25.0172, Government
20 Code) . . . \$3;

21 (B) in Galveston County (Sec. 25.0862,
22 Government Code) . . . taxed in the same manner as the fee is taxed
23 in civil cases in the district courts; and

24 (C) in Parker County (Sec. 25.1862, Government
25 Code) . . . taxed in the same manner as the fee is taxed in civil
26 cases in the district courts;

27 (27) a stenographer's fee as costs in each civil,

1 criminal, and probate case in which a record is made by the official
2 court reporter in a statutory county court in Nolan County (Sec.
3 25.1792, Government Code) . . . \$25;

4 (28) in Brazoria County, in matters of concurrent
5 jurisdiction with the district court, fees (Sec. 25.0222,
6 Government Code) . . . as prescribed by law for district judges
7 according to the nature of the matter;

8 (29) in Nueces County, in matters of concurrent
9 jurisdiction with the district court, with certain exceptions, fees
10 (Sec. 25.1802, Government Code) . . . equal to those in district
11 court cases;

12 (30) security deposit on filing, by any person other
13 than the personal representative of an estate, an application,
14 complaint, or opposition in relation to the estate, if required by
15 the clerk (Sec. 12, Texas Probate Code) . . . probable cost of the
16 proceeding;

17 (31) security deposit on filing, by any person other
18 than the guardian, attorney ad litem, or guardian ad litem, an
19 application, complaint, or opposition in relation to a guardianship
20 matter, if required by the clerk (Sec. 622, Texas Probate
21 Code) . . . probable cost of the guardianship proceeding;

22 (32) for a hearing or proceeding under the Texas
23 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as
24 costs (Secs. 571.017 and 571.018, Health and Safety
25 Code) . . . reasonable compensation to the following persons
26 appointed under the Texas Mental Health Code:

27 (A) attorneys;

1 (B) physicians;

2 (C) language interpreters;

3 (D) sign interpreters; and

4 (E) masters;

5 (33) for a hearing or proceeding under the Texas
6 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as
7 costs (Sec. 571.018, Health and Safety Code):

8 (A) attorney's fees;

9 (B) physician examination fees;

10 (C) expense of transportation to a mental health
11 facility or to a federal agency not to exceed \$50 if transporting
12 within the same county and not to exceed the reasonable cost of
13 transportation if transporting between counties;

14 (D) costs and salary supplements authorized
15 under Section 574.031, Health and Safety Code; and

16 (E) prosecutors' fees authorized under Section
17 574.031, Health and Safety Code;

18 (34) expenses of transporting certain patients from
19 the county of treatment to a hearing in the county in which the
20 proceedings originated (Sec. 574.008, Health and Safety
21 Code) . . . actual expenses unless certain arrangements are made
22 to hold the hearing in the county in which the patient is receiving
23 services;

24 (35) expenses for expert witness testimony for an
25 indigent patient (Sec. 574.010, Health and Safety Code) . . . if
26 authorized by the court as reimbursement to the attorney ad litem,
27 court-approved expenses;

1 (36) fee for judge's services for holding a hearing on
2 an application for court-ordered mental health services (Sec.
3 574.031, Health and Safety Code) . . . as assessed by the judge,
4 not to exceed \$50;

5 (37) expenses to reimburse judge for holding a hearing
6 in a hospital or location other than the county courthouse (Sec.
7 574.031, Health and Safety Code) . . . reasonable and necessary
8 expenses as certified;

9 (38) fee for services of a prosecuting attorney,
10 including costs incurred for preparation of documents related to a
11 hearing on an application for court-ordered mental health services
12 (Sec. 574.031, Health and Safety Code) . . . as assessed by the
13 judge, not to exceed \$50; and

14 (39) a fee not otherwise listed in this section that is
15 required to be collected under Section 25.0008, Government Code
16 (Sec. 25.0008, Government Code), in a county other than Brazos,
17 Cameron, Ellis, Guadalupe, Harris, Henderson, Liberty, Moore,
18 Nolan, Panola, Parker, Starr, Victoria, and Williamson . . . as
19 prescribed by law relating to county judges' fees.

20 SECTION 3. Section 101.101, Government Code, is amended to
21 read as follows:

22 Sec. 101.101. STATUTORY PROBATE COURT FEES AND COSTS. The
23 clerk of a statutory probate court shall collect fees and costs as
24 follows:

25 (1) court cost in certain civil cases to establish and
26 maintain an alternative dispute resolution system, if authorized by
27 the county commissioners court (Sec. 152.004, Civil Practice and

1 Remedies Code) . . . not to exceed \$10;

2 (2) appellate judicial system filing fees:

3 (A) First or Fourteenth Court of Appeals District
4 (Sec. 22.2021, Government Code) . . . not more than \$5;

5 (B) Second Court of Appeals District (Sec.
6 22.2031, Government Code) . . . not more than \$5;

7 (C) Fourth Court of Appeals District (Sec.
8 22.2051, Government Code) . . . not more than \$5;

9 (D) Fifth Court of Appeals District (Sec.
10 22.2061, Government Code) . . . not more than \$5; and

11 (E) Thirteenth Court of Appeals District (Sec.
12 22.2141, Government Code) . . . not more than \$5;

13 (3) additional filing fees as follows:

14 (A) for certain cases to be used for
15 court-related purposes for support of the judiciary, if authorized
16 by the county commissioners court (Sec. 51.704, Government
17 Code) . . . \$40;

18 (B) to fund the improvement of Dallas County
19 civil court facilities, if authorized by the county commissioners
20 court (Sec. 51.705, Government Code) . . . not more than \$15; and

21 (C) for filing any civil action or proceeding
22 requiring a filing fee, including an appeal, and on the filing of
23 any counterclaim, cross-action, intervention, interpleader, or
24 third-party action requiring a filing fee to fund civil legal
25 services for the indigent (Sec. 133.153, Local Government
26 Code) . . . \$5;

27 (4) for filing an application for registration of

1 death (Sec. 193.007, Health and Safety Code) . . . \$1;

2 (5) fee for judge's services on an application for
3 court-ordered mental health services (Sec. 574.031, Health and
4 Safety Code) . . . not to exceed \$50;

5 (6) fee for prosecutor's services on an application
6 for court-ordered mental health services (Sec. 574.031, Health and
7 Safety Code) . . . not to exceed \$50;

8 (7) additional filing fee to fund contingency fund for
9 liability insurance, if authorized by the county commissioners
10 court (Sec. 82.003, Local Government Code) . . . not to exceed \$5;

11 (8) probate court actions (Sec. 118.052, Local
12 Government Code):

13 (A) probate original action (Secs. 118.052 and
14 118.055, Local Government Code):

15 (i) probate of a will with independent
16 executor, administration with will attached, administration of an
17 estate, guardianship or receivership of an estate, or muniment of
18 title (Sec. 118.052, Local Government Code) . . . \$40;

19 (ii) community survivors (Sec. 118.052,
20 Local Government Code) . . . \$40;

21 (iii) small estates (Sec. 118.052, Local
22 Government Code) . . . \$40;

23 (iv) declarations of heirship (Sec.
24 118.052, Local Government Code) . . . \$40;

25 (v) mental health or chemical dependency
26 services (Sec. 118.052, Local Government Code) . . . \$40; and

27 (vi) additional, special fee (Secs. 118.052

1 and 118.064, Local Government Code) . . . \$5;

2 (B) services in pending probate action (Secs.
3 118.052 and 118.056, Local Government Code):

4 (i) filing an inventory and appraisement
5 after the 120th day after the date of the initial filing of the
6 action (Sec. 118.052, Local Government Code) . . . \$25;

7 (ii) approving and recording bond (Sec.
8 118.052, Local Government Code) . . . \$3;

9 (iii) administering oath (Sec. 118.052,
10 Local Government Code) . . . \$2;

11 (iv) filing annual or final account of
12 estate (Sec. 118.052, Local Government Code) . . . \$25;

13 (v) filing application for sale of real or
14 personal property (Sec. 118.052, Local Government Code) . . . \$25;
15 and

16 (vi) filing annual or final report of
17 guardian of a person (Sec. 118.052, Local Government
18 Code) . . . \$10;

19 (C) adverse probate action (Secs. 118.052 and
20 118.057, Local Government Code) . . . \$40; and

21 (D) claim against estate (Secs. 118.052 and
22 118.058, Local Government Code) . . . \$2;

23 (9) other fees (Sec. 118.052, Local Government Code):

24 (A) issuing document (Secs. 118.052 and 118.059,
25 Local Government Code):

26 (i) original document and one copy (Sec.
27 118.052, Local Government Code) . . . \$4; and

1 (ii) each additional set of an original and
2 one copy (Sec. 118.052, Local Government Code) . . . \$4;

3 (B) certified papers (Secs. 118.052 and 118.060,
4 Local Government Code):

5 (i) for the clerk's certificate (Sec.
6 118.052, Local Government Code) . . . \$5; and

7 (ii) a fee per page or part of a page (Sec.
8 118.052, Local Government Code) . . . \$1;

9 (C) noncertified papers, for each page or part of
10 a page (Secs. 118.052 and 118.0605, Local Government
11 Code) . . . \$1;

12 (D) letters testamentary, letter of
13 guardianship, letter of administration, or abstract of judgment
14 (Secs. 118.052 and 118.061, Local Government Code) . . . \$2;

15 (E) safekeeping of wills (Secs. 118.052 and
16 118.062, Local Government Code) . . . \$5;

17 (F) mail service of process (Secs. 118.052 and
18 118.063, Local Government Code) . . . same as sheriff; and

19 (G) records management and preservation fee
20 (Secs. 118.052 and 118.0645, Local Government Code) . . . \$5;

21 (10) fee for deposit of a will with the county clerk
22 during testator's lifetime (Sec. 71, Texas Probate Code) . . . \$3;

23 (11) court costs for each special commissioner in an
24 eminent domain proceeding (Sec. 21.047, Property Code) . . . as
25 taxed by the court, \$10 or more;

26 (12) jury fee for civil case (Sec. 51.604, Government
27 Code) . . . \$22; ~~and~~

1 (13) court cost in civil cases other than suits for
2 delinquent taxes to fund the county law library fund, if authorized
3 by the county commissioners court (Sec. 323.023, Local Government
4 Code) . . . not to exceed \$35;

5 (14) the expense of preserving the record as a court
6 cost, if imposed on a party by the referring court or associate
7 judge (Sec. 54.612, Government Code) . . . actual cost;

8 (15) security deposit on filing, by any person other
9 than the personal representative of an estate, an application,
10 complaint, or opposition in relation to the estate, if required by
11 the clerk (Sec. 12, Texas Probate Code) . . . probable cost of the
12 proceeding;

13 (16) security deposit on filing, by any person other
14 than the guardian, attorney ad litem, or guardian ad litem, an
15 application, complaint, or opposition in relation to a guardianship
16 matter, if required by the clerk (Sec. 622, Texas Probate
17 Code) . . . probable cost of the guardianship proceeding;

18 (17) for a hearing or proceeding under the Texas
19 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as
20 costs (Secs. 571.017 and 571.018, Health and Safety
21 Code) . . . reasonable compensation to the following persons
22 appointed under the Texas Mental Health Code:

- 23 (A) attorneys;
- 24 (B) physicians;
- 25 (C) language interpreters;
- 26 (D) sign interpreters; and
- 27 (E) masters;

1 (18) for a hearing or proceeding under the Texas
2 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as
3 costs (Sec. 571.018, Health and Safety Code):

4 (A) attorney's fees;

5 (B) physician examination fees;

6 (C) expense of transportation to a mental health
7 facility or to a federal agency not to exceed \$50 if transporting
8 within the same county and not to exceed the reasonable cost of
9 transportation if transporting between counties;

10 (D) costs and salary supplements authorized
11 under Section 574.031, Health and Safety Code; and

12 (E) prosecutors' fees authorized under Section
13 574.031, Health and Safety Code;

14 (19) expenses of transporting certain patients from
15 the county of treatment to a hearing in the county in which the
16 proceedings originated (Sec. 574.008, Health and Safety
17 Code) . . . actual expenses unless certain arrangements are made
18 to hold the hearing in the county in which the patient is receiving
19 services;

20 (20) expenses for expert witness testimony for an
21 indigent patient (Sec. 574.010, Health and Safety Code) . . . if
22 authorized by the court as reimbursement to the attorney ad litem,
23 court-approved expenses;

24 (21) fee for judge's services for holding a hearing on
25 an application for court-ordered mental health services (Sec.
26 574.031, Health and Safety Code) . . . as assessed by the judge,
27 not to exceed \$50;

1 (22) expenses to reimburse judge for holding a hearing
2 in a hospital or location other than the county courthouse (Sec.
3 574.031, Health and Safety Code) . . . reasonable and necessary
4 expenses as certified;

5 (23) fee for services of a prosecuting attorney,
6 including costs incurred for preparation of documents related to a
7 hearing on an application for court-ordered mental health services
8 (Sec. 574.031, Health and Safety Code) . . . as assessed by the
9 judge, not to exceed \$50; and

10 (24) a fee not otherwise listed in this section that is
11 required to be collected under Section 25.0029, Government Code
12 (Sec. 25.0029, Government Code) . . . as prescribed by law
13 relating to county judges' fees.

14 SECTION 4. Section 101.121, Government Code, is amended to
15 read as follows:

16 Sec. 101.121. COUNTY COURT FEES AND COSTS. The clerk of a
17 county court shall collect:

18 (1) fee for hearing on application for a license to
19 manufacture, distribute, store, or sell beer (Sec. 61.31, Alcoholic
20 Beverage Code) . . . \$5;

21 (2) court cost in certain civil cases to establish and
22 maintain an alternative dispute resolution system, if authorized by
23 the county commissioners court (Sec. 152.004, Civil Practice and
24 Remedies Code) . . . not to exceed \$10;

25 (3) appellate judicial system filing fees:

26 (A) First or Fourteenth Court of Appeals District
27 (Sec. 22.2021, Government Code) . . . not more than \$5;

- 1 (B) Second Court of Appeals District (Sec.
2 22.2031, Government Code) . . . not more than \$5;
- 3 (C) Fourth Court of Appeals District (Sec.
4 22.2051, Government Code) . . . not more than \$5;
- 5 (D) Fifth Court of Appeals District (Sec.
6 22.2061, Government Code) . . . not more than \$5; and
- 7 (E) Thirteenth Court of Appeals District (Sec.
8 22.2141, Government Code) . . . not more than \$5;
- 9 (4) a jury fee (Sec. 51.604, Government
10 Code) . . . \$22;
- 11 (5) a filing fee in each civil case filed to be used
12 for court-related purposes for the support of the judiciary (Sec.
13 51.703, Government Code) . . . \$40;
- 14 (6) for filing an application for registration of
15 death (Sec. 193.007, Health and Safety Code) . . . \$1;
- 16 (7) fee for judge's services on an application for
17 court-ordered mental health services (Sec. 574.031, Health and
18 Safety Code) . . . not to exceed \$50;
- 19 (8) fee for prosecutor's services on an application
20 for court-ordered mental health services (Sec. 574.031, Health and
21 Safety Code) . . . not to exceed \$50;
- 22 (9) additional filing fee to fund contingency fund for
23 liability insurance, if authorized by the county commissioners
24 court (Sec. 82.003, Local Government Code) . . . not to exceed \$5;
- 25 (10) civil court actions (Sec. 118.052, Local
26 Government Code):
- 27 (A) filing of original action (Secs. 118.052 and

1 118.053, Local Government Code):

2 (i) garnishment after judgment (Sec.
3 118.052, Local Government Code) . . . \$15; and

4 (ii) all others (Sec. 118.052, Local
5 Government Code) . . . \$40;

6 (B) filing of action other than original (Secs.
7 118.052 and 118.054, Local Government Code) . . . \$30; and

8 (C) services rendered after judgment in original
9 action (Secs. 118.052 and 118.0545, Local Government Code):

10 (i) abstract of judgment (Sec. 118.052,
11 Local Government Code) . . . \$5; and

12 (ii) execution, order of sale, writ, or
13 other process (Sec. 118.052, Local Government Code) . . . \$5;

14 (11) probate court actions (Sec. 118.052, Local
15 Government Code):

16 (A) probate original action (Secs. 118.052 and
17 118.055, Local Government Code):

18 (i) probate of a will with independent
19 executor, administration with will attached, administration of an
20 estate, guardianship or receivership of an estate, or muniment of
21 title (Sec. 118.052, Local Government Code) . . . \$40;

22 (ii) community survivors (Sec. 118.052,
23 Local Government Code) . . . \$40;

24 (iii) small estates (Sec. 118.052, Local
25 Government Code) . . . \$40;

26 (iv) declarations of heirship (Sec.
27 118.052, Local Government Code) . . . \$40;

1 (v) mental health or chemical dependency
2 services (Sec. 118.052, Local Government Code) . . . \$40; and

3 (vi) additional, special fee (Secs. 118.052
4 and 118.064, Local Government Code) . . . \$5;

5 (B) services in pending probate action (Secs.
6 118.052 and 118.056, Local Government Code):

7 (i) filing an inventory and appraisement
8 after the 120th day after the date of the initial filing of the
9 action (Sec. 118.052, Local Government Code) . . . \$25;

10 (ii) approving and recording bond (Sec.
11 118.052, Local Government Code) . . . \$3;

12 (iii) administering oath (Sec. 118.052,
13 Local Government Code) . . . \$2;

14 (iv) filing annual or final account of
15 estate (Sec. 118.052, Local Government Code) . . . \$25;

16 (v) filing application for sale of real or
17 personal property (Sec. 118.052, Local Government Code) . . . \$25;
18 and

19 (vi) filing annual or final report of
20 guardian of a person (Sec. 118.052, Local Government
21 Code) . . . \$10;

22 (C) adverse probate action (Secs. 118.052 and
23 118.057, Local Government Code) . . . \$40; and

24 (D) claim against estate (Secs. 118.052 and
25 118.058, Local Government Code) . . . \$2;

26 (12) other fees (Sec. 118.052, Local Government Code):

27 (A) issuing document (Secs. 118.052 and 118.059,

1 Local Government Code):

2 (i) original document and one copy (Sec.
3 118.052, Local Government Code) . . . \$4; and

4 (ii) each additional set of an original and
5 one copy (Sec. 118.052, Local Government Code) . . . \$4;

6 (B) certified papers (Secs. 118.052 and 118.060,
7 Local Government Code):

8 (i) for the clerk's certificate (Sec.
9 118.052, Local Government Code) . . . \$5; and

10 (ii) a fee per page or part of a page (Sec.
11 118.052, Local Government Code) . . . \$1;

12 (C) noncertified papers, for each page or part of
13 a page (Secs. 118.052 and 118.0605, Local Government
14 Code) . . . \$1;

15 (D) letters testamentary, letter of
16 guardianship, letter of administration, or abstract of judgment
17 (Secs. 118.052 and 118.061, Local Government Code) . . . \$2;

18 (E) safekeeping of wills (Secs. 118.052 and
19 118.062, Local Government Code) . . . \$5;

20 (F) mail service of process (Secs. 118.052 and
21 118.063, Local Government Code) . . . same as sheriff; and

22 (G) records management and preservation fee
23 (Secs. 118.052, 118.0546, and 118.0645, Local Government
24 Code) . . . \$5;

25 (13) deposit on filing petition requesting permission
26 to create a municipal civic center authority (Sec. 281.013, Local
27 Government Code) . . . \$200;

1 (14) additional filing fee to fund the courthouse
2 security fund, if authorized by the county commissioners court
3 (Sec. 291.008, Local Government Code) . . . not to exceed \$5;

4 (15) additional filing fee for filing documents not
5 subject to certain filing fees to fund the courthouse security
6 fund, if authorized by the county commissioners court (Sec.
7 291.008, Local Government Code) . . . \$1;

8 (16) additional filing fee to fund the courthouse
9 security fund in Webb County, if authorized by the county
10 commissioners court (Sec. 291.009, Local Government
11 Code) . . . not to exceed \$20;

12 (17) court cost in civil cases other than suits for
13 delinquent taxes to fund the county law library fund, if authorized
14 by the county commissioners court (Sec. 323.023, Local Government
15 Code) . . . not to exceed \$35;

16 (18) fee for deposit of a will with the county clerk
17 during testator's lifetime (Sec. 71, Texas Probate Code) . . . \$3;

18 (19) fee for county attorney in a suit regarding a
19 railroad company's failure to keep roadbed and right-of-way in
20 proper condition (Art. 6327, Vernon's Texas Civil
21 Statutes) . . . \$10;

22 (20) appeal bond from a petitioner or taxpayer in a
23 water control and preservation district (Art. 7818, Vernon's Texas
24 Civil Statutes) . . . \$100; ~~and~~

25 (21) additional filing fee for filing any civil action
26 or proceeding requiring a filing fee, including an appeal, and on
27 the filing of any counterclaim, cross-action, intervention,

1 interpleader, or third-party action requiring a filing fee, to fund
2 civil legal services for the indigent (Sec. 133.153, Local
3 Government Code) . . . \$5;

4 (22) court fees and costs, if ordered by the court, for
5 a suit filed by an inmate in which an affidavit or unsworn
6 declaration of inability to pay costs is filed by the inmate (Sec.
7 14.006, Civil Practice and Remedies Code) . . . the lesser of:

8 (A) 20 percent of the preceding six months'
9 deposits to the inmate's trust account administered by the Texas
10 Department of Criminal Justice under Section 501.014, Government
11 Code; or

12 (B) the total amount of court fees and costs;

13 (23) monthly payment for remaining court fees and
14 costs after the initial payment for a suit in which an affidavit or
15 unsworn declaration of inability to pay costs is filed by the inmate
16 (Sec. 14.006, Civil Practice and Remedies Code) . . . the lesser
17 of:

18 (A) 10 percent of that month's deposit to the
19 inmate's trust account administered by the Texas Department of
20 Criminal Justice under Section 501.014, Government Code; or

21 (B) the total amount of court fees and costs that
22 remain unpaid;

23 (24) the following costs not otherwise charged to the
24 inmate under Section 14.006, Civil Practice and Remedies Code, if
25 the inmate has previously filed an action dismissed as malicious or
26 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

27 (A) expenses of service of process;

1 (B) postage; and

2 (C) transportation, housing, or medical care
3 incurred in connection with the appearance of the inmate in the
4 court for any proceeding;

5 (25) security deposit on filing, by any person other
6 than the personal representative of an estate, an application,
7 complaint, or opposition in relation to the estate, if required by
8 the clerk (Sec. 12, Texas Probate Code) . . . probable cost of the
9 proceeding;

10 (26) security deposit on filing, by any person other
11 than the guardian, attorney ad litem, or guardian ad litem, an
12 application, complaint, or opposition in relation to a guardianship
13 matter, if required by the clerk (Sec. 622, Texas Probate
14 Code) . . . probable cost of the guardianship proceeding;

15 (27) for a hearing or proceeding under the Texas
16 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as
17 costs (Secs. 571.017 and 571.018, Health and Safety
18 Code) . . . reasonable compensation to the following persons
19 appointed under the Texas Mental Health Code:

20 (A) attorneys;

21 (B) physicians;

22 (C) language interpreters;

23 (D) sign interpreters; and

24 (E) masters;

25 (28) for a hearing or proceeding under the Texas
26 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as
27 costs (Sec. 571.018, Health and Safety Code):

- 1 (A) attorney's fees;
2 (B) physician examination fees;
3 (C) expense of transportation to a mental health
4 facility or to a federal agency not to exceed \$50 if transporting
5 within the same county and not to exceed the reasonable cost of
6 transportation if transporting between counties;
7 (D) costs and salary supplements authorized
8 under Section 574.031, Health and Safety Code; and
9 (E) prosecutors' fees authorized under Section
10 574.031, Health and Safety Code;
11 (29) expenses of transporting certain patients from
12 the county of treatment to a hearing in the county in which the
13 proceedings originated (Sec. 574.008, Health and Safety
14 Code) . . . actual expenses unless certain arrangements are made
15 to hold the hearing in the county in which the patient is receiving
16 services;
17 (30) expenses for expert witness testimony for an
18 indigent patient (Sec. 574.010, Health and Safety Code) . . . if
19 authorized by the court as reimbursement to the attorney ad litem,
20 court-approved expenses;
21 (31) fee for judge's services for holding a hearing on
22 an application for court-ordered mental health services (Sec.
23 574.031, Health and Safety Code) . . . as assessed by the judge,
24 not to exceed \$50;
25 (32) expenses to reimburse judge for holding a hearing
26 in a hospital or location other than the county courthouse (Sec.
27 574.031, Health and Safety Code) . . . reasonable and necessary

1 expenses as certified; and

2 (33) fee for services of a prosecuting attorney,
3 including costs incurred for preparation of documents related to a
4 hearing on an application for court-ordered mental health services
5 (Sec. 574.031, Health and Safety Code) . . . as assessed by the
6 judge, not to exceed \$50.

7 SECTION 5. Section 101.141, Government Code, is amended to
8 read as follows:

9 Sec. 101.141. JUSTICE COURT AND SMALL CLAIMS COURT FEES AND
10 COSTS. (a) A clerk of a justice court shall collect fees and costs
11 as follows:

12 (1) additional court cost in certain civil cases to
13 establish and maintain an alternative dispute resolution system, if
14 authorized by the commissioners court of a county with a population
15 of at least 2.5 million (Sec. 152.005, Civil Practice and Remedies
16 Code) . . . not to exceed \$3;

17 (2) additional filing fees:

18 (A) to fund Dallas County civil court facilities
19 (Sec. 51.705, Government Code) . . . not more than \$15; and

20 (B) for filing any civil action or proceeding
21 requiring a filing fee, including an appeal, and on the filing of
22 any counterclaim, cross-action, intervention, interpleader, or
23 third-party action requiring a filing fee, to fund civil legal
24 services for the indigent (Sec. 133.153, Local Government
25 Code) . . . \$2;

26 (3) for filing a suit in Comal County (Sec. 152.0522,
27 Human Resources Code) . . . \$1.50; [~~and~~]

1 (4) fee for hearing on probable cause for removal of a
2 vehicle and placement in a storage facility if assessed by the court
3 (Sec. 685.008, Transportation Code) . . . \$10;

4 (5) court fees and costs, if ordered by the court, for
5 a suit filed by an inmate in which an affidavit or unsworn
6 declaration of inability to pay costs is filed by the inmate (Sec.
7 14.006, Civil Practice and Remedies Code) . . . the lesser of:

8 (A) 20 percent of the preceding six months'
9 deposits to the inmate's trust account administered by the Texas
10 Department of Criminal Justice under Section 501.014, Government
11 Code; or

12 (B) the total amount of court fees and costs;

13 (6) monthly payment for remaining court fees and costs
14 after the initial payment for a suit in which an affidavit or
15 unsworn declaration of inability to pay costs is filed by the inmate
16 (Sec. 14.006, Civil Practice and Remedies Code) . . . the lesser
17 of:

18 (A) 10 percent of that month's deposit to the
19 inmate's trust account administered by the Texas Department of
20 Criminal Justice under Section 501.014, Government Code; or

21 (B) the total amount of court fees and costs that
22 remain unpaid;

23 (7) the following costs not otherwise charged to the
24 inmate under Section 14.006, Civil Practice and Remedies Code, if
25 the inmate has previously filed an action dismissed as malicious or
26 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

27 (A) expenses of service of process;

1 (B) postage; and

2 (C) transportation, housing, or medical care
3 incurred in connection with the appearance of the inmate in the
4 court for any proceeding; and

5 (8) the cost of a special program that a court may
6 order a child to attend after a finding that the child committed an
7 offense, if ordered by the court (Art. 45.057, Code of Criminal
8 Procedure) . . . costs of the program not to exceed \$100.

9 (b) A justice of the peace shall collect the following fees:

10 (1) services rendered before judgment (Secs. 118.121
11 and 118.122, Local Government Code):

12 (A) justice court (Sec. 118.121, Local
13 Government Code) . . . \$15; and

14 (B) small claims court (Sec. 118.121, Local
15 Government Code) . . . \$10; [~~and~~]

16 (2) services rendered after judgment (Secs. 118.121
17 and 118.123, Local Government Code):

18 (A) transcript (Sec. 118.121, Local Government
19 Code) . . . \$10;

20 (B) abstract of judgment (Sec. 118.121, Local
21 Government Code) . . . \$5;

22 (C) execution, order of sale, writ of
23 restitution, or other writ or process (Sec. 118.121, Local
24 Government Code) . . . \$5 per page;

25 (D) certified copy of court papers (Secs. 118.121
26 and 118.1235, Local Government Code) . . . \$2 for first page; \$0.25
27 for each additional page; and

1 (E) issuing other document (no return required)
2 (Sec. 118.121, Local Government Code) . . . \$1 for first page;
3 \$0.25 for each additional page;

4 (3) court fees and costs, if ordered by the court, for
5 a suit filed by an inmate in which an affidavit or unsworn
6 declaration of inability to pay costs is filed by the inmate (Sec.
7 14.006, Civil Practice and Remedies Code) . . . the lesser of:

8 (A) 20 percent of the preceding six months'
9 deposits to the inmate's trust account administered by the Texas
10 Department of Criminal Justice under Section 501.014, Government
11 Code; or

12 (B) the total amount of court fees and costs;

13 (4) monthly payment for remaining court fees and costs
14 after the initial payment for a suit in which an affidavit or
15 unsworn declaration of inability to pay costs is filed by the inmate
16 (Sec. 14.006, Civil Practice and Remedies Code) . . . the lesser
17 of:

18 (A) 10 percent of that month's deposit to the
19 inmate's trust account administered by the Texas Department of
20 Criminal Justice under Section 501.014, Government Code; or

21 (B) the total amount of court fees and costs that
22 remain unpaid; and

23 (5) the following costs not otherwise charged to the
24 inmate under Section 14.006, Civil Practice and Remedies Code, if
25 the inmate has previously filed an action dismissed as malicious or
26 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

27 (A) expenses of service of process;

1 (B) postage; and
2 (C) transportation, housing, or medical care
3 incurred in connection with the appearance of the inmate in the
4 court for any proceeding.

5 SECTION 6. Section 101.161, Government Code, is amended to
6 read as follows:

7 Sec. 101.161. MUNICIPAL COURT FEES AND COSTS. The clerk of
8 a municipal court shall collect:

9 (1) ~~[may collect]~~ a fee for a hearing on probable cause
10 for removal of a vehicle and placement in a storage facility if
11 assessed by the court (Sec. 685.008, Transportation
12 Code) . . . \$10; and

13 (2) the cost of a special program that a court may
14 order a child to attend after finding that the child committed an
15 offense, if ordered by the court (Art. 45.057, Code of Criminal
16 Procedure) . . . costs of the program not to exceed \$100.

17 SECTION 7. Section 101.181, Government Code, is amended to
18 read as follows:

19 Sec. 101.181. MUNICIPAL COURTS OF RECORD FEES AND COSTS.
20 The clerk of a municipal court of record shall collect the following
21 fees and costs:

22 (1) from an appellant, a transcript preparation fee
23 (Sec. 30.00014, Government Code) . . . \$25;

24 (2) from an appellant in the City of El Paso, an
25 appellate court docket fee (Sec. 30.00147, Government
26 Code) . . . \$25; ~~[and]~~

27 (3) fee for hearing on probable cause for removal of a

1 vehicle and placement in a storage facility if assessed by the court
2 (Sec. 685.008, Transportation Code) . . . \$10;

3 and

4 (4) the cost of a special program that a court may
5 order a child to attend after finding that the child committed an
6 offense, if ordered by the court (Art. 45.057, Code of Criminal
7 Procedure) . . . costs of the program, not to exceed \$100.

8 SECTION 8. Section 102.021, Government Code, is amended to
9 read as follows:

10 Sec. 102.021. COURT COSTS ON CONVICTION. A person
11 convicted of an offense shall pay, in addition to all other costs:

12 (1) court costs on conviction of a felony (Sec.
13 133.102, Local Government Code) . . . \$133;

14 (2) court costs on conviction of a Class A or Class B
15 misdemeanor (Sec. 133.102, Local Government Code) . . . \$83;

16 (3) court costs on conviction of a nonjailable
17 misdemeanor offense, including a criminal violation of a municipal
18 ordinance, other than a conviction of an offense relating to a
19 pedestrian or the parking of a motor vehicle (Sec. 133.102, Local
20 Government Code) . . . \$40;

21 (4) court costs on certain convictions in statutory
22 county courts (Sec. 51.702, Government Code) . . . \$15;

23 (5) court costs on certain convictions in certain
24 county courts (Sec. 51.703, Government Code) . . . \$15;

25 (6) a time payment fee if convicted of a felony or
26 misdemeanor for paying any part of a fine, court costs, or
27 restitution on or after the 31st day after the date on which a

1 judgment is entered assessing the fine, court costs, or restitution
2 (Sec. 133.103, Local Government Code) . . . \$25;

3 (7) a fee for services of prosecutor (Art. 102.008,
4 Code of Criminal Procedure) . . . \$25;

5 (8) fees for services of peace officer:

6 (A) issuing a written notice to appear in court
7 for certain violations (Art. 102.011, Code of Criminal
8 Procedure) . . . \$5;

9 (B) executing or processing an issued arrest
10 warrant or capias (Art. 102.011, Code of Criminal
11 Procedure) . . . \$50;

12 (C) summoning a witness (Art. 102.011, Code of
13 Criminal Procedure) . . . \$5;

14 (D) serving a writ not otherwise listed (Art.
15 102.011, Code of Criminal Procedure) . . . \$35;

16 (E) taking and approving a bond and, if
17 necessary, returning the bond to courthouse (Art. 102.011, Code of
18 Criminal Procedure) . . . \$10;

19 (F) commitment or release (Art. 102.011, Code of
20 Criminal Procedure) . . . \$5;

21 (G) summoning a jury (Art. 102.011, Code of
22 Criminal Procedure) . . . \$5;

23 (H) attendance of a prisoner in habeas corpus
24 case if prisoner has been remanded to custody or held to bail (Art.
25 102.011, Code of Criminal Procedure) . . . \$8 each day;

26 (I) mileage for certain services performed (Art.
27 102.011, Code of Criminal Procedure) . . . \$0.29 per mile; and

1 (J) services of a sheriff or constable who serves
2 process and attends examining trial in certain cases (Art. 102.011,
3 Code of Criminal Procedure) . . . not to exceed \$5;

4 (9) services of a peace officer in conveying a witness
5 outside the county (Art. 102.011, Code of Criminal
6 Procedure) . . . \$10 per day or part of a day, plus actual
7 necessary travel expenses;

8 (10) overtime of peace officer for time spent
9 testifying in the trial or traveling to or from testifying in the
10 trial (Art. 102.011, Code of Criminal Procedure) . . . actual
11 cost;

12 (11) court costs on an offense relating to rules of the
13 road, when offense occurs within a school crossing zone (Art.
14 102.014, Code of Criminal Procedure) . . . \$25;

15 (12) court costs on an offense of passing a school bus
16 (Art. 102.014, Code of Criminal Procedure) . . . \$25;

17 (13) court costs on an offense of truancy or
18 contributing to truancy (Art. 102.014, Code of Criminal
19 Procedure) . . . \$20;

20 (14) cost for visual recording of intoxication arrest
21 before conviction (Art. 102.018, Code of Criminal
22 Procedure) . . . \$15;

23 (15) cost of certain evaluations (Art. 102.018, Code
24 of Criminal Procedure) . . . actual cost;

25 (16) additional costs attendant to certain
26 intoxication convictions under Chapter 49, Penal Code, for
27 emergency medical services, trauma facilities, and trauma care

1 systems (Art. 102.0185, Code of Criminal Procedure) . . . \$100;

2 (17) cost for DNA testing for certain felonies (Art.
3 102.020, Code of Criminal Procedure) . . . \$250;

4 (18) court cost on an offense of public lewdness or
5 indecent exposure (Art. 102.020, Code of Criminal
6 Procedure) . . . \$50;

7 (19) court cost on conviction of a misdemeanor under
8 Subtitle C, Title 7, Transportation Code (Sec. 542.403,
9 Transportation Code) . . . \$3;

10 (20) cost for impoundment of vehicle (Sec. 601.263,
11 Transportation Code) . . . \$15 per day; ~~and~~

12 (21) a civil and criminal enforcement cost on
13 conviction of an offense of, or related to, the nonpayment of a toll
14 in certain counties (Sec. 284.2031, Transportation Code) . . . \$1;
15 and

16 (22) if directed by the justice of the peace or
17 municipal court judge hearing the case, court costs on conviction
18 in a criminal action (Art. 45.041, Code of Criminal
19 Procedure) . . . part or all of the costs as directed by the judge.

20 SECTION 9. Section 103.021, Government Code, is amended to
21 read as follows:

22 Sec. 103.021. ADDITIONAL FEES AND COSTS IN CRIMINAL OR
23 CIVIL CASES. An accused or defendant, or a party to a civil suit, as
24 applicable, shall pay the following fees and costs if ordered by the
25 court or otherwise required:

26 (1) a personal bond fee (Art. 17.42, Code of Criminal
27 Procedure) . . . the greater of \$20 or three percent of the amount

1 of the bail fixed for the accused;

2 (2) cost of electronic monitoring as a condition of
3 release on personal bond (Art. 17.43, Code of Criminal
4 Procedure) . . . actual cost;

5 (3) a fee for verification of and monitoring of motor
6 vehicle ignition interlock (Art. 17.441, Code of Criminal
7 Procedure) . . . not to exceed \$10;

8 (4) repayment of reward paid by a crime stoppers
9 organization on conviction of a felony (Art. 37.073, Code of
10 Criminal Procedure) . . . amount ordered;

11 (5) reimbursement to general revenue fund for payments
12 made to victim of an offense as condition of community supervision
13 (Art. 42.12, Code of Criminal Procedure) . . . not to exceed \$50
14 for a misdemeanor offense or \$100 for a felony offense;

15 (6) payment to a crime stoppers organization as
16 condition of community supervision (Art. 42.12, Code of Criminal
17 Procedure) . . . not to exceed \$50;

18 (7) children's advocacy center fee (Art. 42.12, Code
19 of Criminal Procedure) . . . not to exceed \$50;

20 (8) family violence shelter center fee (Art. 42.12,
21 Code of Criminal Procedure) . . . not to exceed \$100;

22 (9) community supervision fee (Art. 42.12, Code of
23 Criminal Procedure) . . . not less than \$25 or more than \$60 per
24 month;

25 (10) additional community supervision fee for certain
26 offenses (Art. 42.12, Code of Criminal Procedure) . . . \$5 per
27 month;

1 (11) for certain financially able sex offenders as a
2 condition of community supervision, the costs of treatment,
3 specialized supervision, or rehabilitation (Art. 42.12, Code of
4 Criminal Procedure) . . . all or part of the reasonable and
5 necessary costs of the treatment, supervision, or rehabilitation as
6 determined by the judge;

7 (12) fee for failure to appear for trial in a justice
8 or municipal court if a jury trial is not waived (Art. 45.026, Code
9 of Criminal Procedure) . . . costs incurred for impaneling the
10 jury;

11 (13) costs of certain testing, assessments, or
12 programs during a deferral period (Art. 45.051, Code of Criminal
13 Procedure) . . . amount ordered;

14 (14) special expense on dismissal of certain
15 misdemeanor complaints (Art. 45.051, Code of Criminal
16 Procedure) . . . not to exceed amount of fine assessed;

17 (15) an additional fee:

18 (A) as an administrative fee for requesting a
19 driving safety course or a course under the motorcycle operator
20 training and safety program for certain traffic offenses to cover
21 the cost of administering the article (Art. 45.0511(f)(1), Code of
22 Criminal Procedure) . . . not to exceed \$10; or

23 (B) for requesting a driving safety course or a
24 course under the motorcycle operator training and safety program
25 before the final disposition of the case (Art. 45.0511(f)(2), Code
26 of Criminal Procedure) . . . not to exceed the maximum amount of
27 the fine for the offense committed by the defendant;

1 (16) a request fee for teen court program (Art.
2 45.052, Code of Criminal Procedure) . . . not to exceed \$10;

3 (17) a fee to cover costs of required duties of teen
4 court (Art. 45.052, Code of Criminal Procedure) . . . \$10;

5 (18) a mileage fee for officer performing certain
6 services (Art. 102.001, Code of Criminal Procedure) . . . \$0.15
7 per mile;

8 (19) certified mailing of notice of hearing date (Art.
9 102.006, Code of Criminal Procedure) . . . \$1, plus postage;

10 (20) certified mailing of certified copies of an order
11 of expunction (Art. 102.006, Code of Criminal Procedure) . . . \$2,
12 plus postage;

13 (21) sight orders:

14 (A) if the face amount of the check or sight order
15 does not exceed \$10 (Art. 102.007, Code of Criminal
16 Procedure) . . . not to exceed \$10;

17 (B) if the face amount of the check or sight order
18 is greater than \$10 but does not exceed \$100 (Art. 102.007, Code of
19 Criminal Procedure) . . . not to exceed \$15;

20 (C) if the face amount of the check or sight order
21 is greater than \$100 but does not exceed \$300 (Art. 102.007, Code of
22 Criminal Procedure) . . . not to exceed \$30;

23 (D) if the face amount of the check or sight order
24 is greater than \$300 but does not exceed \$500 (Art. 102.007, Code of
25 Criminal Procedure) . . . not to exceed \$50; and

26 (E) if the face amount of the check or sight order
27 is greater than \$500 (Art. 102.007, Code of Criminal

1 Procedure) . . . not to exceed \$75;

2 (22) a fee for pretrial intervention program (Art.
3 102.012, Code of Criminal Procedure) . . . not to exceed \$500;

4 (23) parking fee violations for child safety fund in
5 municipalities with populations:

6 (A) greater than 850,000 (Art. 102.014, Code of
7 Criminal Procedure) . . . not less than \$2 and not to exceed \$5;
8 and

9 (B) less than 850,000 (Art. 102.014, Code of
10 Criminal Procedure) . . . not to exceed \$5;

11 (24) an administrative fee for collection of fines,
12 fees, restitution, or other costs (Art. 102.072, Code of Criminal
13 Procedure) . . . not to exceed \$2 for each transaction;

14 (25) a court reporter fee when testimony is taken:

15 (A) in a criminal court in Dallas County (Sec.
16 25.0593, Government Code) . . . \$3;

17 (B) in a county criminal court of appeals in
18 Dallas County (Sec. 25.0594, Government Code) . . . \$3;

19 (C) in a county court at law in McLennan County
20 (Sec. 25.1572, Government Code) . . . \$3; and

21 (D) in a county criminal court in Tarrant County
22 (Sec. 25.2223, Government Code) . . . \$3;

23 (26) a speedy trial filing fee in El Paso County (Sec.
24 54.745, Government Code) . . . \$100;

25 (27) costs for use of magistrate in Brazos County
26 (Sec. 54.1116, Government Code) . . . not to exceed \$50;

27 (28) an administrative fee for participation in

1 certain community supervision programs (Sec. 76.015, Government
2 Code) . . . not less than \$25 and not more than \$40 per month;

3 (29) in family matters:

4 (A) issuing writ of withholding (Sec. 8.262,
5 Family Code) . . . \$15;

6 (B) filing copy of writ of withholding to
7 subsequent employer (Sec. 8.267, Family Code) . . . \$15;

8 (C) issuing and delivering modified writ of
9 withholding or notice of termination (Sec. 8.302, Family
10 Code) . . . \$15;

11 (D) issuing and delivering notice of termination
12 of withholding (Sec. 8.303, Family Code) . . . \$15;

13 (E) issuance of change of name certificate (Sec.
14 45.106, Family Code) . . . \$10;

15 (F) protective order fee (Sec. 81.003, Family
16 Code) . . . \$16;

17 (G) filing suit requesting adoption of child
18 (Sec. 108.006, Family Code) . . . \$15;

19 (H) filing fees for suits affecting parent-child
20 relationship (Sec. 110.002, Family Code):

21 (i) suit or motion for modification (Sec.
22 110.002, Family Code) . . . \$15;

23 (ii) motion for enforcement (Sec. 110.002,
24 Family Code) . . . \$15;

25 (iii) notice of application for judicial
26 writ of withholding (Sec. 110.002, Family Code) . . . \$15;

27 (iv) motion to transfer (Sec. 110.002,

1 Family Code) . . . \$15;

2 (v) petition for license suspension (Sec.
3 110.002, Family Code) . . . \$15;

4 (vi) motion to revoke a stay of license
5 suspension (Sec. 110.002, Family Code) . . . \$15; and

6 (vii) motion for contempt (Sec. 110.002,
7 Family Code) . . . \$15;

8 (I) order or writ of income withholding to be
9 delivered to employer (Sec. 110.004, Family Code) . . . not to
10 exceed \$15;

11 (J) filing fee for transferred case (Sec.
12 110.005, Family Code) . . . \$45;

13 (K) filing a writ of withholding (Sec. 158.319,
14 Family Code) . . . \$15;

15 (L) filing a request for modified writ of
16 withholding or notice of termination (Sec. 158.403, Family
17 Code) . . . not to exceed \$15;

18 (M) filing an administrative writ to employer
19 (Sec. 158.503, Family Code) . . . not to exceed \$15; and

20 (N) genetic testing fees in relation to a child
21 born to a gestational mother (Sec. 160.762, Family Code) . . . as
22 assessed by the court;

23 (30) in juvenile court:

24 (A) fee schedule for deferred prosecution
25 services (Sec. 53.03, Family Code) . . . maximum fee of \$15 a
26 month;

27 (B) a teen court administration fee (Sec. 54.032,

1 Family Code) . . . not to exceed \$10;

2 (C) court costs for juvenile probation diversion
3 fund (Sec. 54.0411, Family Code) . . . \$20;

4 (D) a juvenile delinquency prevention fee (Sec.
5 54.0461, Family Code) . . . \$5; and

6 (E) a court fee for child's probationary period
7 (Sec. 54.061, Family Code) . . . not to exceed \$15 a month;

8 (31) a court reporter service fee if the courts have
9 official court reporters (Sec. 51.601, Government Code) . . . \$15;

10 (32) administrative fee on dismissal of charge of
11 driving with an expired motor vehicle registration (Sec. 502.407,
12 Transportation Code) . . . not to exceed \$10;

13 (33) administrative fee on dismissal of charge of
14 driving with an expired driver's license (Sec. 521.026,
15 Transportation Code) . . . not to exceed \$10;

16 (34) administrative fee on remediation of charge of
17 driving with an expired inspection certificate (Sec. 548.605,
18 Transportation Code) . . . not to exceed \$10;

19 (35) administrative fee for failure to appear for a
20 complaint or citation on certain offenses (Sec. 706.006,
21 Transportation Code) . . . \$30 for each violation;

22 (36) administrative fee for failure to pay or satisfy
23 certain judgments (Sec. 706.006, Transportation Code) . . . \$30;

24 (37) fee paid on filing a petition for an order of
25 nondisclosure of criminal history record information in certain
26 cases (Sec. 411.081, Government Code) . . . \$28; ~~and~~

27 (38) on a finding that an animal's owner has cruelly

1 treated the animal, court costs including:

2 (A) investigation (Sec. 821.023, Health and
3 Safety Code) . . . actual costs;

4 (B) expert witnesses (Sec. 821.023, Health and
5 Safety Code) . . . actual costs;

6 (C) housing and caring for the animal during its
7 impoundment (Sec. 821.023, Health and Safety Code) . . . actual
8 costs;

9 (D) conducting any public sale ordered by the
10 court (Sec. 821.023, Health and Safety Code) . . . actual costs;
11 and

12 (E) humanely destroying the animal if
13 destruction is ordered by the court (Sec. 821.023, Health and
14 Safety Code) . . . actual costs;

15 (39) the costs of a criminal magistrate if the court
16 determines that the nonprevailing party is able to defray the
17 costs:

18 (A) in Bexar County (Sec. 54.913, Government
19 Code) . . . magistrate's fees;

20 (B) in Dallas County (Sec. 54.313, Government
21 Code) . . . magistrate's fees;

22 (C) in Lubbock County (Sec. 54.883, Government
23 Code) . . . magistrate's fees;

24 (D) in Tarrant County (Sec. 54.663, Government
25 Code) . . . magistrate's fees;

26 (E) in Travis County (Sec. 54.983, Government
27 Code) . . . magistrate's fees; and

1 (F) in Williamson County (Sec. 54.958,
2 Government Code) . . . expense of the magistrate; and

3 (40) a collection fee, if authorized by the
4 commissioners court of a county or the governing body of a
5 municipality, for certain debts and accounts receivable, including
6 unpaid fines, fees, court costs, forfeited bonds, and restitution
7 ordered paid (Art. 103.0031, Code of Criminal Procedure) . . . 30
8 percent of an amount more than 60 days past due.

9 SECTION 10. Section 103.022, Government Code, is amended to
10 read as follows:

11 Sec. 103.022. MISCELLANEOUS FEES AND COSTS. The following
12 fees and costs shall be paid or collected as follows:

13 (1) fee for use of an interpreter in civil cases (Sec.
14 21.051, Civil Practice and Remedies Code) . . . \$3;

15 (2) fee for custodian of a record compelled by a court
16 to produce or certify the record (Sec. 22.004, Civil Practice and
17 Remedies Code) . . . \$1;

18 (3) cost for use of certified copy of the record of
19 names of all trustees appointed by any state organization of a
20 religious congregation in this state (Sec. 126.012, Civil Practice
21 and Remedies Code) . . . \$1.50;

22 (4) filing of a restitution lien (Art. 42.22, Code of
23 Criminal Procedure) . . . \$5;

24 (5) issuance and service of a warrant of arrest for
25 certain offenses if prescribed by the municipality (Art. 45.203,
26 Code of Criminal Procedure) . . . not to exceed \$25;

27 (6) filing a certified copy of a judicial finding of

1 fact and conclusion of law if charged by the secretary of state
2 (Sec. 51.905, Government Code) . . . \$15;

3 (7) costs of determining and sending information
4 concerning the identity of the court with continuing, exclusive
5 jurisdiction if charged by the bureau of vital statistics (Sec.
6 108.006, Family Code) . . . reasonable fee;

7 (8) initial operations fee paid to domestic relations
8 office on filing of a suit affecting the parent-child relationship,
9 if authorized by the administering entity (Sec. 203.005, Family
10 Code) . . . not to exceed \$15;

11 (9) initial child support service fee paid to domestic
12 relations office in certain counties on filing of a suit affecting
13 the parent-child relationship, if authorized by the administering
14 entity (Sec. 203.005, Family Code) . . . not to exceed \$36;

15 (10) service fee for services of a domestic relations
16 office, if authorized by the administering entity (Sec. 203.005,
17 Family Code) . . . not to exceed \$3 per month;

18 (11) fee from a Title IV-D agency for each item of
19 process to each individual on whom service is required, including
20 service by certified or registered mail (Sec. 231.202, Family
21 Code) . . . the amount that a sheriff or constable may charge for
22 serving process under Section 118.131, Local Government Code;

23 (12) a copy of records of spousal or child support and
24 fees administered in Dallas County if authorized by the local
25 administrative judge (Sec. 152.0634, Human Resources
26 Code) . . . not to exceed \$2 per page;

27 (13) collecting, disbursing, or monitoring spousal or

1 child support payments in Dallas County (Sec. 152.0635, Human
2 Resources Code) . . . not to exceed \$3 per month;

3 (14) fee for adoption, family, and home study
4 investigations in an adoption in Dallas County (Sec. 152.0635,
5 Human Resources Code) . . . not to exceed \$250;

6 (15) certain transactions with respect to a suit for
7 spousal support or a suit affecting the parent-child relationship
8 in Harris County, if authorized by the county commissioners court
9 (Sec. 152.1074, Human Resources Code) . . . not to exceed \$2 per
10 transaction;

11 (16) child support service fee in Smith [~~Nueces~~
12 County~~]~~ if [~~authorized by the county commissioners~~] court allows
13 assessment by child support office (Sec. 152.2183 [~~152.1844~~], Human
14 Resources Code) . . . not to exceed \$2.50 a [~~\$5 per~~] month;

15 (17) services by the offices of the sheriff and
16 constables (Sec. 118.131, Local Government Code) . . . amount set
17 by county commissioners court;

18 (18) cost paid by each surety posting the bail bond for
19 an offense other than a misdemeanor punishable by fine only under
20 Chapter 17, Code of Criminal Procedure, for the felony prosecutor
21 supplement fund and the fair defense account (Sec. 41.258,
22 Government Code) . . . \$15, provided the cost does not exceed \$30
23 for all bail bonds posted at that time for an individual and the
24 cost is not required on the posting of a personal or cash bond;

25 (19) appraiser's fee as court costs for determining
26 the fair value of ownership interests of owners who have perfected
27 their rights (Sec. 10.365, Business Organizations Code) . . . a

1 reasonable fee;

2 (19-a) an appraiser's fee as court costs for
3 determining the fair value of the shares of the shareholders
4 entitled to payment for their shares in a real estate investment
5 trust (Sec. 25.20, Art. 6138A, Vernon's Texas Civil
6 Statutes) . . . a reasonable fee;

7 (19-b) an appraiser's fee as court costs for
8 determining the fair value of the shares of the shareholders
9 entitled to payment for their shares by the existing, surviving, or
10 new corporation (Art. 5.12, Texas Business Corporation
11 Act) . . . a reasonable fee; [~~and~~]

12 (20) to participate in a court proceeding in this
13 state, a nonresident attorney fee for civil legal services to the
14 indigent (Sec. 82.0361, Government Code) . . . \$250 except as
15 waived or reduced under supreme court rules for representing an
16 indigent person;

17 (21) a witness's fee for one day to be paid by the party
18 who subpoenas the witness (Sec. 22.001, Civil Practice and Remedies
19 Code) . . . \$10;

20 (22) on a party's appeal of a final decision in a
21 contested case, the cost of preparing the original or a certified
22 copy of the record of the agency proceeding, if required by the
23 agency's rule, as a court cost (Sec. 2001.177, Government
24 Code) . . . as assessed by the court, all or part of the cost of
25 preparation;

26 (23) the costs of arbitration in cases between a
27 juvenile board and a school district that fail to agree on a

1 memorandum of understanding related to the juvenile justice
2 alternative education program (Sec. 37.011, Education
3 Code) . . . each party its pro rata share of the costs;

4 (24) compensation to a referee in juvenile court in
5 Wichita County taxed as costs if the judge determines the parties
6 are able to pay the costs (Sec. 54.403, Government Code) . . . as
7 determined by the judge;

8 (25) the expense of preserving the record as a court
9 cost in Brazos County if imposed on a party by the referring court
10 or magistrate (Sec. 54.1111, Government Code) . . . actual cost;

11 (26) a filing fee or recording fee for each page of a
12 legal paper presented for filing or recording that fails to meet
13 certain requirements regarding paper size, weight, substance,
14 headings, legibility, the presence of typed or printed names under
15 each signature, and number and size of riders or attachments (Sec.
16 191.007, Local Government Code) . . . twice the regular filing fee
17 or recording fee provided by statute for that page, rider, or
18 attachment;

19 (27) a processing fee as authorized by the
20 commissioners court for the payment by credit card of a fee, court
21 cost, or other charge processed by a county or precinct officer
22 (Secs. 132.002 and 132.003, Local Government Code) . . . an amount
23 reasonably related to the expense incurred by the county or
24 precinct officer but not to exceed five percent of the amount of the
25 fee, court cost, or other charge being paid;

26 (28) a processing fee as authorized by the governing
27 body of the municipality for the payment by credit card of a fee,

1 court cost, or other charge processed by a municipal official
2 (Secs. 132.002 and 132.003, Local Government Code) . . . an amount
3 reasonably related to the expense incurred by the municipal
4 official but not to exceed five percent of the amount of the fee,
5 court cost, or other charge being paid;

6 (29) a handling fee, if authorized by the
7 commissioners court under Section 132.002, Local Government Code,
8 for electronically processing the payment of a fee, fine, court
9 cost, or other charge (Secs. 132.002 and 132.003, Local Government
10 Code):

11 (A) charged at a flat rate that does not exceed \$5
12 for each payment transaction; or

13 (B) charged at a rate reasonably related to the
14 expense incurred in processing a payment and that does not exceed
15 five percent of the amount of the fee, court cost, or other charge
16 being paid;

17 (30) a fee, if authorized by the commissioners court,
18 collected by a county or precinct officer on behalf of the county
19 from a person making payment by credit card of a fee, court cost, or
20 other charge (Sec. 132.003, Local Government Code) . . . an amount
21 equal to the amount of any transaction fee charged to the county by
22 a vendor providing services in connection with payments made by
23 credit card;

24 (31) a fee for sale of securities under an offering
25 that has not been registered, if the transaction or securities are
26 not exempt (Art. 581-35-2, Vernon's Texas Civil Statutes) . . . as
27 set by the securities commissioner or court, but not to exceed six

1 times the amount that would have been paid if the issuer had filed
2 an application to register the securities and paid the fee
3 prescribed based on the amount of sales made in this state within
4 the prior three years, plus interest on that amount from the date of
5 the first sale made in this state until the date the fee is paid; and

6 (32) a fee for mailing an order vacating or staying an
7 order suspending a license to the appropriate licensing authority
8 (Sec. 232.013, Family Code) . . . \$5 for each order mailed.

9 SECTION 11. Chapter 104, Government Code, is repealed.

10 SECTION 12. (a) Sections 1 through 10 of this Act amend
11 provisions in Chapters 101, 102, and 103, Government Code, as
12 amended by the Final Report Regarding Actions to Conform the
13 Statutory Index of Court Fees and Costs to the Acts of the 78th
14 Legislature. The report was effective September 3, 2004, and was
15 prepared and published in accordance with Chapter 104, Government
16 Code, as it existed before the effective date of this Act. The
17 report is available at the Texas Legislative Council's Internet
18 website under the heading "Reports/Documents" at
19 <http://www.tlc.state.tx.us/tlc.htm>. At that website the report is
20 identified as the "Final Report" under "Court Fees Project."

21 (b) The legislature finds that the index of court fees and
22 costs provided by Chapters 101, 102, and 103, Government Code, is
23 complete with the passage of this Act and the publication of the
24 report. The legislature also finds that additional reports under
25 Chapter 104, Government Code, to update the index in the future are
26 no longer necessary because the updating will occur under the Texas
27 Legislative Council's permanent statutory revision program. The

1 council is required, as part of that program, under Subdivision
2 (4), Subsection (c), Section 323.007, Government Code, to formulate
3 and implement a continuous revision program of all Texas statutes,
4 which include the index of court fees and costs.

5 SECTION 13. If any provision of this Act conflicts with a
6 statute enacted by the 79th Legislature, Regular Session, 2005, the
7 statute controls.

8 SECTION 14. This Act takes effect September 1, 2005.