

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 Code)  
19 . . . \$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 Code)  
6 . . . \$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 Code) . . .  
27 \$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 Code) . . .  
2 \$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 Code) . . .  
7 \$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 district  
20 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 Code) . . . not  
9 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 Code) . . .  
20 as assessed by the referring court or associate judge; ~~and~~

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

26 (36) court fees and costs, if ordered by the court, for  
27 a suit filed by an inmate in which an affidavit or unsworn

1 declaration of inability to pay costs is filed by the inmate (Sec.  
2 14.006, Civil Practice and Remedies Code). . . the lesser of:

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

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

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

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

15 (B) the total amount of court fees and costs that  
16 remain unpaid;

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

21 (A) expenses of service of process;

22 (B) postage; and

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

26 (39) fee for performing a service:

27 (A) related to the matter of the estate of a



1 deceased person (Sec. 51.319, Government Code) . . . the same fee  
2 allowed the county clerk for those services;

3 (B) related to the matter of a minor (Sec.  
4 51.319, Government Code) . . . the same fee allowed the county  
5 clerk for the service;

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

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

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

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

22 (42) security deposit on filing, by any person other  
23 than the guardian, attorney ad litem, or guardian ad litem, an  
24 application, complaint, or opposition in relation to a guardianship  
25 matter, if required by the clerk (Sec. 622, Texas Probate Code)  
26 . . . probable cost of the guardianship proceeding; and

27 (43) fee for filing an additional petition for review

1 of an appraisal review board order relating to certain regulated  
2 property running through or operating in more than one county after  
3 the first petition for review relating to the same property is filed  
4 for a tax year (Sec. 42.221, Tax Code) . . . \$5.

5 SECTION 2. Section 101.081, Government Code, is amended to  
6 read as follows:

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

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

14 (2) appellate judicial system filing fees:

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

17 (B) Second Court of Appeals District (Sec.  
18 22.2031, Government Code) . . . not more than \$5;

19 (C) Fourth Court of Appeals District (Sec.  
20 22.2051, Government Code) . . . not more than \$5;

21 (D) Fifth Court of Appeals District (Sec.  
22 22.2061, Government Code) . . . not more than \$5; and

23 (E) Thirteenth Court of Appeals District (Sec.  
24 22.2141, Government Code) . . . not more than \$5;

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

27 (4) a court reporter fee when testimony is taken in a

1 county court at law in McLennan County (Sec. 25.1572, Government  
2 Code) . . . \$3;

3 (5) a stenographer fee, if a record or part of a record  
4 is made:

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

7 (B) in a county court at law in Nolan County (Sec.  
8 25.1792, Government Code) . . . \$25;

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

10 (7) an additional filing fee:

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

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

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

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

26 (9) fee for judge's services on an application for  
27 court-ordered mental health services (Sec. 574.031, Health and

1 Safety Code) . . . not to exceed \$50;

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

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

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

10 (13) civil court actions (Sec. 118.052, Local  
11 Government Code):

12 (A) filing of original action (Secs. 118.052 and  
13 118.053, Local Government Code):

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

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

18 (B) filing of action other than original (Secs.  
19 118.052 and 118.054, Local Government Code) . . . \$30; and

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

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

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

26 (14) probate court actions (Sec. 118.052, Local  
27 Government Code):

1 (A) probate original action (Secs. 118.052 and  
2 118.055, Local Government Code):

3 (i) probate of a will with independent  
4 executor, administration with will attached, administration of an  
5 estate, guardianship or receivership of an estate, or muniment of  
6 title (Sec. 118.052, Local Government Code) . . . \$40;

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

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

11 (iv) declarations of heirship (Sec.  
12 118.052, Local Government Code) . . . \$40;

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

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

17 (B) services in pending probate action (Secs.  
18 118.052 and 118.056, Local Government Code):

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

22 (ii) approving and recording bond (Sec.  
23 118.052, Local Government Code) . . . \$3;

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

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

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

4 (vi) filing annual or final report of  
5 guardian of a person (Sec. 118.052, Local Government Code) . . .  
6 \$10;

7 (C) adverse probate action (Secs. 118.052 and  
8 118.057, Local Government Code) . . . \$40; and

9 (D) claim against estate (Secs. 118.052 and  
10 118.058, Local Government Code) . . . \$2;

11 (15) other fees (Sec. 118.052, Local Government Code):

12 (A) issuing document (Secs. 118.052 and 118.059,  
13 Local Government Code):

14 (i) original document and one copy (Sec.  
15 118.052, Local Government Code) . . . \$4; and

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

18 (B) certified papers (Secs. 118.052 and 118.060,  
19 Local Government Code):

20 (i) for the clerk's certificate (Sec.  
21 118.052, Local Government Code) . . . \$5; and

22 (ii) a fee per page or part of a page (Sec.  
23 118.052, Local Government Code) . . . \$1;

24 (C) noncertified papers, for each page or part of  
25 a page (Secs. 118.052 and 118.0605, Local Government Code) . . .  
26 \$1;

27 (D) letters testamentary, letter of

1 guardianship, letter of administration, or abstract of judgment  
2 (Secs. 118.052 and 118.061, Local Government Code) . . . \$2;

3 (E) safekeeping of wills (Secs. 118.052 and  
4 118.062, Local Government Code) . . . \$5;

5 (F) mail service of process (Secs. 118.052 and  
6 118.063, Local Government Code) . . . same as sheriff; and

7 (G) records management and preservation fee  
8 (Secs. 118.052, 118.0546, and 118.0645, Local Government Code)  
9 . . . \$5;

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

13 (17) additional filing fee for filing documents not  
14 subject to certain filing fees to fund the courthouse security  
15 fund, if authorized by the county commissioners court (Sec.  
16 291.008, Local Government Code) . . . \$1;

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

21 (19) court cost in civil cases other than suits for  
22 delinquent taxes to fund the county law library fund, if authorized  
23 by the county commissioners court (Sec. 323.023, Local Government  
24 Code) . . . not to exceed \$35;

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

27 (21) court cost for each special commissioner in an

1 eminent domain proceeding (Sec. 21.047, Property Code) as taxed by  
2 the court, . . . \$10 or more; [~~and~~]

3 (22) fee for county attorney in a suit regarding a  
4 railroad company's failure to keep roadbed and right-of-way in  
5 proper condition (Art. 6327, Vernon's Texas Civil Statutes) . . .  
6 \$10;

7 (23) court fees and costs, if ordered by the court, for  
8 a suit filed by an inmate in which an affidavit or unsworn  
9 declaration of inability to pay costs is filed by the inmate (Sec.  
10 14.006, Civil Practice and Remedies Code) . . . the lesser of:

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

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

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

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

24 (B) the total amount of court fees and costs that  
25 remain unpaid;

26 (25) the following costs not otherwise charged to the  
27 inmate under Section 14.006, Civil Practice and Remedies Code, if



1 the inmate has previously filed an action dismissed as malicious or  
2 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

3 (A) expenses of service of process;

4 (B) postage; and

5 (C) transportation, housing, or medical care  
6 incurred in connection with the appearance of the inmate in the  
7 court for any proceeding;

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

10 (A) in Bexar County Courts at Law:

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

14 (ii) No. 2 (Sec. 25.0172, Government Code)  
15 . . . \$3;

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

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

22 (27) a stenographer's fee as costs in each civil,  
23 criminal, and probate case in which a record is made by the official  
24 court reporter in a statutory county court in Nolan County (Sec.  
25 25.1792, Government Code) . . . \$25;

26 (28) in Brazoria County, in matters of concurrent  
27 jurisdiction with the district court, fees (Sec. 25.0222,

1 Government Code) . . . as prescribed by law for district judges  
2 according to the nature of the matter;

3 (29) in Nueces County, in matters of concurrent  
4 jurisdiction with the district court, with certain exceptions, fees  
5 (Sec. 25.1802, Government Code) . . . equal to those in district  
6 court cases;

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

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

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

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

27 (33) for a hearing or proceeding under the Texas

1 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as  
2 costs (Sec. 571.018, Health and Safety Code):

3 (A) attorney's fees;

4 (B) physician examination fees;

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

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

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

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

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

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

26 (37) expenses to reimburse judge for holding a hearing  
27 in a hospital or location other than the county courthouse (Sec.

1 574.031, Health and Safety Code) . . . reasonable and necessary  
2 expenses as certified;

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

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

14 SECTION 3. Section 101.101, Government Code, is amended to  
15 read as follows:

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

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

23 (2) appellate judicial system filing fees:

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

26 (B) Second Court of Appeals District (Sec.  
27 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 (3) additional filing fees as follows:

8 (A) for certain cases to be used for  
9 court-related purposes for support of the judiciary, if authorized  
10 by the county commissioners court (Sec. 51.704, Government Code)  
11 . . . \$40;

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

15 (C) for filing any civil action or proceeding  
16 requiring a filing fee, including an appeal, and on the filing of  
17 any counterclaim, cross-action, intervention, interpleader, or  
18 third-party action requiring a filing fee to fund civil legal  
19 services for the indigent (Sec. 133.153, Local Government Code)  
20 . . . \$5;

21 (4) for filing an application for registration of  
22 death (Sec. 193.007, Health and Safety Code) . . . \$1;

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

26 (6) fee for prosecutor's services on an application  
27 for court-ordered mental health services (Sec. 574.031, Health and

1 Safety Code) . . . not to exceed \$50;

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

5 (8) probate court actions (Sec. 118.052, Local  
6 Government Code):

7 (A) probate original action (Secs. 118.052 and  
8 118.055, Local Government Code):

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

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

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

17 (iv) declarations of heirship (Sec.  
18 118.052, Local Government Code) . . . \$40;

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

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

23 (B) services in pending probate action (Secs.  
24 118.052 and 118.056, Local Government Code):

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

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

1 (ii) a fee per page or part of a page (Sec.  
2 118.052, Local Government Code) . . . \$1;

3 (C) noncertified papers, for each page or part of  
4 a page (Secs. 118.052 and 118.0605, Local Government Code) . . .  
5 \$1;

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

9 (E) safekeeping of wills (Secs. 118.052 and  
10 118.062, Local Government Code) . . . \$5;

11 (F) mail service of process (Secs. 118.052 and  
12 118.063, Local Government Code) . . . same as sheriff; and

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

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

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

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

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

26 (14) the expense of preserving the record as a court  
27 cost, if imposed on a party by the referring court or associate



1 judge (Sec. 54.612, Government Code) . . . actual cost;

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

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

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

- 17 (A) attorneys;
- 18 (B) physicians;
- 19 (C) language interpreters;
- 20 (D) sign interpreters; and
- 21 (E) masters;

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

- 25 (A) attorney's fees;
- 26 (B) physician examination fees;
- 27 (C) expense of transportation to a mental health

1 facility or to a federal agency not to exceed \$50 if transporting  
2 within the same county and not to exceed the reasonable cost of  
3 transportation if transporting between counties;

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

6 (E) prosecutors' fees authorized under Section  
7 574.031, Health and Safety Code;

8 (19) expenses of transporting certain patients from  
9 the county of treatment to a hearing in the county in which the  
10 proceedings originated (Sec. 574.008, Health and Safety Code) . . .  
11 actual expenses unless certain arrangements are made to hold the  
12 hearing in the county in which the patient is receiving services;

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

17 (21) fee for judge's services for holding a hearing on  
18 an application for court-ordered mental health services (Sec.  
19 574.031, Health and Safety Code) . . . as assessed by the judge, not  
20 to exceed \$50;

21 (22) expenses to reimburse judge for holding a hearing  
22 in a hospital or location other than the county courthouse (Sec.  
23 574.031, Health and Safety Code) . . . reasonable and necessary  
24 expenses as certified;

25 (23) fee for services of a prosecuting attorney,  
26 including costs incurred for preparation of documents related to a  
27 hearing on an application for court-ordered mental health services

1 (Sec. 574.031, Health and Safety Code) . . . as assessed by the  
2 judge, not to exceed \$50; and

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

7 SECTION 4. Section 101.121, Government Code, is amended to  
8 read as follows:

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

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

14 (2) 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 (3) 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 (4) a jury fee (Sec. 51.604, Government Code) . . .  
3 \$22;

4 (5) a filing fee in each civil case filed to be used  
5 for court-related purposes for the support of the judiciary (Sec.  
6 51.703, Government Code) . . . \$40;

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

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

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

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

18 (10) civil court actions (Sec. 118.052, Local  
19 Government Code):

20 (A) filing of original action (Secs. 118.052 and  
21 118.053, Local Government Code):

22 (i) garnishment after judgment (Sec.  
23 118.052, Local Government Code) . . . \$15; and

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

26 (B) filing of action other than original (Secs.  
27 118.052 and 118.054, Local Government Code) . . . \$30; and

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

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

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

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

9 (A) probate original action (Secs. 118.052 and  
10 118.055, Local Government Code):

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

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

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

19 (iv) declarations of heirship (Sec.  
20 118.052, Local Government Code) . . . \$40;

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

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

25 (B) services in pending probate action (Secs.  
26 118.052 and 118.056, Local Government Code):

27 (i) filing an inventory and appraisalment

1 after the 120th day after the date of the initial filing of the  
2 action (Sec. 118.052, Local Government Code) . . . \$25;

3 (ii) approving and recording bond (Sec.  
4 118.052, Local Government Code) . . . \$3;

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

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

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

12 (vi) filing annual or final report of  
13 guardian of a person (Sec. 118.052, Local Government Code) . . .  
14 \$10;

15 (C) adverse probate action (Secs. 118.052 and  
16 118.057, Local Government Code) . . . \$40; and

17 (D) claim against estate (Secs. 118.052 and  
18 118.058, Local Government Code) . . . \$2;

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

20 (A) issuing document (Secs. 118.052 and 118.059,  
21 Local Government Code):

22 (i) original document and one copy (Sec.  
23 118.052, Local Government Code) . . . \$4; and

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

26 (B) certified papers (Secs. 118.052 and 118.060,  
27 Local Government Code):

1 (i) for the clerk's certificate (Sec.  
2 118.052, Local Government Code) . . . \$5; and

3 (ii) a fee per page or part of a page (Sec.  
4 118.052, Local Government Code) . . . \$1;

5 (C) noncertified papers, for each page or part of  
6 a page (Secs. 118.052 and 118.0605, Local Government Code) . . .  
7 \$1;

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

11 (E) safekeeping of wills (Secs. 118.052 and  
12 118.062, Local Government Code) . . . \$5;

13 (F) mail service of process (Secs. 118.052 and  
14 118.063, Local Government Code) . . . same as sheriff; and

15 (G) records management and preservation fee  
16 (Secs. 118.052, 118.0546, and 118.0645, Local Government Code)  
17 . . . \$5;

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

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

24 (15) additional filing fee for filing documents not  
25 subject to certain filing fees to fund the courthouse security  
26 fund, if authorized by the county commissioners court (Sec.  
27 291.008, Local Government Code) . . . \$1;

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

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

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

11           (19) fee for county attorney in a suit regarding a  
12 railroad company's failure to keep roadbed and right-of-way in  
13 proper condition (Art. 6327, Vernon's Texas Civil Statutes) . . .  
14 \$10;

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

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

24           (22) court fees and costs, if ordered by the court, for  
25 a suit filed by an inmate in which an affidavit or unsworn  
26 declaration of inability to pay costs is filed by the inmate (Sec.  
27 14.006, Civil Practice and Remedies Code) . . . the lesser of:



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

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

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

14           (B) the total amount of court fees and costs that  
15 remain unpaid;

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

20           (A) expenses of service of process;

21           (B) postage; and

22           (C) transportation, housing, or medical care  
23 incurred in connection with the appearance of the inmate in the  
24 court for any proceeding;

25           (25) security deposit on filing, by any person other  
26 than the personal representative of an estate, an application,  
27 complaint, or opposition in relation to the estate, if required by

1 the clerk (Sec. 12, Texas Probate Code) . . . probable cost of the  
2 proceeding;

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

8 (27) for a hearing or proceeding under the Texas  
9 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as  
10 costs (Secs. 571.017 and 571.018, Health and Safety Code) . . .  
11 reasonable compensation to the following persons appointed under  
12 the Texas Mental Health Code:

- 13 (A) attorneys;
- 14 (B) physicians;
- 15 (C) language interpreters;
- 16 (D) sign interpreters; and
- 17 (E) masters;

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

- 21 (A) attorney's fees;
- 22 (B) physician examination fees;
- 23 (C) expense of transportation to a mental health  
24 facility or to a federal agency not to exceed \$50 if transporting  
25 within the same county and not to exceed the reasonable cost of  
26 transportation if transporting between counties;
- 27 (D) costs and salary supplements authorized

1 under Section 574.031, Health and Safety Code; and

2 (E) prosecutors' fees authorized under Section  
3 574.031, Health and Safety Code;

4 (29) expenses of transporting certain patients from  
5 the county of treatment to a hearing in the county in which the  
6 proceedings originated (Sec. 574.008, Health and Safety Code) . . .  
7 actual expenses unless certain arrangements are made to hold the  
8 hearing in the county in which the patient is receiving services;

9 (30) expenses for expert witness testimony for an  
10 indigent patient (Sec. 574.010, Health and Safety Code) . . . if  
11 authorized by the court as reimbursement to the attorney ad litem,  
12 court-approved expenses;

13 (31) fee for judge's services for holding a hearing on  
14 an application for court-ordered mental health services (Sec.  
15 574.031, Health and Safety Code) . . . as assessed by the judge, not  
16 to exceed \$50;

17 (32) expenses to reimburse judge for holding a hearing  
18 in a hospital or location other than the county courthouse (Sec.  
19 574.031, Health and Safety Code) . . . reasonable and necessary  
20 expenses as certified; and

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

26 SECTION 5. Section 101.141, Government Code, is amended to  
27 read as follows:

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

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

9           (2) additional filing fees:

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

12           (B) for filing any civil action or proceeding  
13 requiring a filing fee, including an appeal, and on the filing of  
14 any counterclaim, cross-action, intervention, interpleader, or  
15 third-party action requiring a filing fee, to fund civil legal  
16 services for the indigent (Sec. 133.153, Local Government Code)  
17 . . . \$2;

18           (3) for filing a suit in Comal County (Sec. 152.0522,  
19 Human Resources Code) . . . \$1.50; ~~and~~

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

23           (5) court fees and costs, if ordered by the court, for  
24 a suit filed by an inmate in which an affidavit or unsworn  
25 declaration of inability to pay costs is filed by the inmate (Sec.  
26 14.006, Civil Practice and Remedies Code) . . . the lesser of:

27           (A) 20 percent of the preceding six months'

1 deposits to the inmate's trust account administered by the Texas  
2 Department of Criminal Justice under Section 501.014, Government  
3 Code; or

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

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

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

13 (B) the total amount of court fees and costs that  
14 remain unpaid;

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

19 (A) expenses of service of process;

20 (B) postage; and

21 (C) transportation, housing, or medical care  
22 incurred in connection with the appearance of the inmate in the  
23 court for any proceeding; and

24 (8) the cost of a special program that a court may  
25 order a child to attend after a finding that the child committed an  
26 offense, if ordered by the court (Art. 45.047, Code of Criminal  
27 Procedure) . . . costs of the program not to exceed \$100.

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

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

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

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

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

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

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

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

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

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

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

(A) 20 percent of the preceding six months'

1 deposits to the inmate's trust account administered by the Texas  
2 Department of Criminal Justice under Section 501.014, Government  
3 Code; or

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

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

13 (B) the total amount of court fees and costs that  
14 remain unpaid; and

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

19 (A) expenses of service of process;

20 (B) postage; and

21 (C) transportation, housing, or medical care  
22 incurred in connection with the appearance of the inmate in the  
23 court for any proceeding.

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

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

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

5           (2) the cost of a special program that a court may  
6 order a child to attend after finding that the child committed an  
7 offense, if ordered by the court (Art. 45.047, Code of Criminal  
8 Procedure) . . . costs of the program not to exceed \$100.

9           SECTION 7. Section 101.181, Government Code, is amended to  
10 read as follows:

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

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

16           (2) from an appellant in the City of El Paso, an  
17 appellate court docket fee (Sec. 30.00147, Government Code) . . .  
18 \$25; ~~and~~

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

23           (4) the cost of a special program that a court may  
24 order a child to attend after finding that the child committed an  
25 offense, if ordered by the court (Art. 45.047, Code of Criminal  
26 Procedure) . . . costs of the program, not to exceed \$100.

27           SECTION 8. Section 102.021, Government Code, is amended to



1 read as follows:

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

4           (1) court costs on conviction of a felony (Sec.  
5 133.102, Local Government Code) . . . \$133;

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

8           (3) court costs on conviction of a nonjailable  
9 misdemeanor offense, including a criminal violation of a municipal  
10 ordinance, other than a conviction of an offense relating to a  
11 pedestrian or the parking of a motor vehicle (Sec. 133.102, Local  
12 Government Code) . . . \$40;

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

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

17           (6) a time payment fee if convicted of a felony or  
18 misdemeanor for paying any part of a fine, court costs, or  
19 restitution on or after the 31st day after the date on which a  
20 judgment is entered assessing the fine, court costs, or restitution  
21 (Sec. 133.103, Local Government Code) . . . \$25;

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

24           (8) fees for services of peace officer:

25                   (A) issuing a written notice to appear in court  
26 for certain violations (Art. 102.011, Code of Criminal Procedure)  
27 . . . \$5;

1           (B) executing or processing an issued arrest  
2 warrant or capias (Art. 102.011, Code of Criminal Procedure) . . .  
3 \$50;

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

6           (D) serving a writ not otherwise listed (Art.  
7 102.011, Code of Criminal Procedure) . . . \$35;

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

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

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

15           (H) attendance of a prisoner in habeas corpus  
16 case if prisoner has been remanded to custody or held to bail (Art.  
17 102.011, Code of Criminal Procedure) . . . \$8 each day;

18           (I) mileage for certain services performed (Art.  
19 102.011, Code of Criminal Procedure) . . . \$0.29 per mile; and

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

23           (9) services of a peace officer in conveying a witness  
24 outside the county (Art. 102.011, Code of Criminal Procedure) . . .  
25 \$10 per day or part of a day, plus actual necessary travel expenses;

26           (10) overtime of peace officer for time spent  
27 testifying in the trial or traveling to or from testifying in the

- 1 trial (Art. 102.011, Code of Criminal Procedure) . . . actual cost;
- 2 (11) court costs on an offense relating to rules of the
- 3 road, when offense occurs within a school crossing zone (Art.
- 4 102.014, Code of Criminal Procedure) . . . \$25;
- 5 (12) court costs on an offense of passing a school bus
- 6 (Art. 102.014, Code of Criminal Procedure) . . . \$25;
- 7 (13) court costs on an offense of truancy or
- 8 contributing to truancy (Art. 102.014, Code of Criminal Procedure)
- 9 . . . \$20;
- 10 (14) cost for visual recording of intoxication arrest
- 11 before conviction (Art. 102.018, Code of Criminal Procedure) . . .
- 12 \$15;
- 13 (15) cost of certain evaluations (Art. 102.018, Code
- 14 of Criminal Procedure) . . . actual cost;
- 15 (16) additional costs attendant to certain
- 16 intoxication convictions under Chapter 49, Penal Code, for
- 17 emergency medical services, trauma facilities, and trauma care
- 18 systems (Art. 102.0185, Code of Criminal Procedure) . . . \$100;
- 19 (17) cost for DNA testing for certain felonies (Art.
- 20 102.020, Code of Criminal Procedure) . . . \$250;
- 21 (18) court cost on an offense of public lewdness or
- 22 indecent exposure (Art. 102.020, Code of Criminal Procedure) . . .
- 23 \$50;
- 24 (19) court cost on conviction of a misdemeanor under
- 25 Subtitle C, Title 7, Transportation Code (Sec. 542.403,
- 26 Transportation Code) . . . \$3;
- 27 (20) cost for impoundment of vehicle (Sec. 601.263,

1 Transportation Code) . . . \$15 per day; [~~and~~]

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

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

10 SECTION 9. Section 103.021, Government Code, is amended to  
11 read as follows:

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

16 (1) a personal bond fee (Art. 17.42, Code of Criminal  
17 Procedure) . . . the greater of \$20 or three percent of the amount  
18 of the bail fixed for the accused;

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

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

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

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

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

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

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

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

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

18          (11) for certain financially able sex offenders as a  
19 condition of community supervision, the costs of treatment,  
20 specialized supervision, or rehabilitation (Art. 42.12, Code of  
21 Criminal Procedure) . . . all or part of the reasonable and  
22 necessary costs of the treatment, supervision, or rehabilitation as  
23 determined by the judge;

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

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

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

7           (15) an additional fee:

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

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

18           (16) a request fee for teen court program (Art.  
19 45.052, Code of Criminal Procedure) . . . not to exceed \$10;

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

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

25           (19) certified mailing of notice of hearing date (Art.  
26 102.006, Code of Criminal Procedure) . . . \$1, plus postage;

27           (20) certified mailing of certified copies of an order

1 of expunction (Art. 102.006, Code of Criminal Procedure) . . . \$2,  
2 plus postage;

3 (21) sight orders:

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

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

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

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

16 (E) if the face amount of the check or sight order  
17 is greater than \$500 (Art. 102.007, Code of Criminal Procedure)  
18 . . . not to exceed \$75;

19 (22) a fee for pretrial intervention program (Art.  
20 102.012, Code of Criminal Procedure) . . . not to exceed \$500;

21 (23) parking fee violations for child safety fund in  
22 municipalities with populations:

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

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

27 (24) an administrative fee for collection of fines,

1 fees, restitution, or other costs (Art. 102.072, Code of Criminal  
2 Procedure) . . . not to exceed \$2 for each transaction;

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

4 (A) in a criminal court in Dallas County (Sec.  
5 25.0593, Government Code) . . . \$3;

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

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

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

12 (26) a speedy trial filing fee in El Paso County (Sec.  
13 54.745, Government Code) . . . \$100;

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

16 (28) an administrative fee for participation in  
17 certain community supervision programs (Sec. 76.015, Government  
18 Code) . . . not less than \$25 and not more than \$40 per month;

19 (29) in family matters:

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

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

24 (C) issuing and delivering modified writ of  
25 withholding or notice of termination (Sec. 8.302, Family Code)  
26 . . . \$15;

27 (D) issuing and delivering notice of termination



- 1 of withholding (Sec. 8.303, Family Code) . . . \$15;
- 2 (E) issuance of change of name certificate (Sec.  
3 45.106, Family Code) . . . \$10;
- 4 (F) protective order fee (Sec. 81.003, Family  
5 Code) . . . \$16;
- 6 (G) filing suit requesting adoption of child  
7 (Sec. 108.006, Family Code) . . . \$15;
- 8 (H) filing fees for suits affecting parent-child  
9 relationship (Sec. 110.002, Family Code):
- 10 (i) suit or motion for modification (Sec.  
11 110.002, Family Code) . . . \$15;
- 12 (ii) motion for enforcement (Sec. 110.002,  
13 Family Code) . . . \$15;
- 14 (iii) notice of application for judicial  
15 writ of withholding (Sec. 110.002, Family Code) . . . \$15;
- 16 (iv) motion to transfer (Sec. 110.002,  
17 Family Code) . . . \$15;
- 18 (v) petition for license suspension (Sec.  
19 110.002, Family Code) . . . \$15;
- 20 (vi) motion to revoke a stay of license  
21 suspension (Sec. 110.002, Family Code) . . . \$15; and
- 22 (vii) motion for contempt (Sec. 110.002,  
23 Family Code) . . . \$15;
- 24 (I) order or writ of income withholding to be  
25 delivered to employer (Sec. 110.004, Family Code) . . . not to  
26 exceed \$15;
- 27 (J) filing fee for transferred case (Sec.

1 110.005, Family Code) . . . \$45;

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

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

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

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

12 (30) in juvenile court:

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

15 (B) a teen court administration fee (Sec. 54.032,  
16 Family Code) . . . not to exceed \$10;

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

19 (D) a juvenile delinquency prevention fee (Sec.  
20 54.0461, Family Code) . . . \$5; and

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

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

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

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

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

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

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

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

15          (38) on a finding that an animal's owner has cruelly  
16 treated the animal, court costs including:

17           (A) investigation (Sec. 821.023, Health and  
18 Safety Code) . . . actual costs;

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

21           (C) housing and caring for the animal during its  
22 impoundment (Sec. 821.023, Health and Safety Code) . . . actual  
23 costs;

24           (D) conducting any public sale ordered by the  
25 court (Sec. 821.023, Health and Safety Code) . . . actual costs;  
26 and

27           (E) humanely destroying the animal if

1 destruction is ordered by the court (Sec. 821.023, Health and  
2 Safety Code) . . . actual costs;

3 (39) the costs of a criminal magistrate if the court  
4 determines that the nonprevailing party is able to defray the  
5 costs:

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

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

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

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

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

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

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

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

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

1           (1) fee for use of an interpreter in civil cases (Sec.  
2 21.051, Civil Practice and Remedies Code) . . . \$3;

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

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

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

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

15          (6) filing a certified copy of a judicial finding of  
16 fact and conclusion of law if charged by the secretary of state  
17 (Sec. 51.905, Government Code) . . . \$15;

18          (7) costs of determining and sending information  
19 concerning the identity of the court with continuing, exclusive  
20 jurisdiction if charged by the bureau of vital statistics (Sec.  
21 108.006, Family Code) . . . reasonable fee;

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

26          (9) initial child support service fee paid to domestic  
27 relations office in certain counties on filing of a suit affecting

1 the parent-child relationship, if authorized by the administering  
2 entity (Sec. 203.005, Family Code) . . . not to exceed \$36;

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

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

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

15 (13) collecting, disbursing, or monitoring spousal or  
16 child support payments in Dallas County (Sec. 152.0635, Human  
17 Resources Code) . . . not to exceed \$3 per month;

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

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

26 (16) child support service fee in Smith County if  
27 court allows assessment by child support office (Sec. 152.2183,

1 Human Resources Code) . . . not to exceed \$2.50 a month [~~child~~  
2 ~~support service fee in Nueces County, if authorized by the county~~  
3 ~~commissioners court (Sec. 152.1844, Human Resources Code) . . . not~~  
4 ~~to exceed \$5 per month~~];

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

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

15 (19) appraiser's fee as court costs for determining  
16 the fair value of ownership interests of owners who have perfected  
17 their rights (Sec. 10.365, Business Organizations Code) . . . a  
18 reasonable fee;

19 (19-a) an appraiser's fee as court costs for  
20 determining the fair value of the shares of the shareholders  
21 entitled to payment for their shares in a real estate investment  
22 trust (Sec. 25.20, Art. 6138A, Revised Statutes) . . . a reasonable  
23 fee;

24 (19-b) an appraiser's fee as court costs for  
25 determining the fair value of the shares of the shareholders  
26 entitled to payment for their shares by the existing, surviving, or  
27 new corporation (Art. 5.12, Business Corporation Act) . . . a

1 reasonable fee; [~~and~~]

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

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

10 (22) on a party's appeal of a final decision in a  
11 contested case, the cost of preparing the original or a certified  
12 copy of the record of the agency proceeding, if required by the  
13 agency's rule, as a court cost, (Sec. 2001.177, Government Code)  
14 . . . as assessed by the court, all or part of the cost of  
15 preparation;

16 (23) the costs of arbitration in cases between a  
17 juvenile board and a school district that fail to agree on a  
18 memorandum of understanding related to the juvenile justice  
19 alternative education program (Sec. 37.011, Education Code) . . .  
20 each party its pro rata share of the costs;

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

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



1           (26) a filing fee or recording fee for each page of a  
2 legal paper presented for filing or recording that fails to meet  
3 certain requirements regarding paper size, weight, substance,  
4 headings, legibility, the presence of typed or printed names under  
5 each signature, and number and size of riders or attachments (Sec.  
6 191.007, Local Government Code) . . . twice the regular filing fee  
7 or recording fee provided by statute for that page, rider, or  
8 attachment;

9           (27) a processing fee as authorized by the  
10 commissioners court for the payment by credit card of a fee, court  
11 cost, or other charge processed by a county or precinct officer  
12 (Secs. 132.002 and 132.003, Local Government Code) . . . an amount  
13 reasonably related to the expense incurred by the county or  
14 precinct officer but not to exceed five percent of the amount of the  
15 fee, court cost, or other charge being paid;

16           (28) a processing fee as authorized by the governing  
17 body of the municipality for the payment by credit card of a fee,  
18 court cost, or other charge processed by a municipal official  
19 (Secs. 132.002 and 132.003, Local Government Code) . . . an amount  
20 reasonably related to the expense incurred by the municipal  
21 official but not to exceed five percent of the amount of the fee,  
22 court cost, or other charge being paid;

23           (29) a handling fee, if authorized by the  
24 commissioners court under Section 132.002, Local Government Code,  
25 for electronically processing the payment of a fee, fine, court  
26 cost, or other charge (Secs. 132.002 and 132.003, Local Government  
27 Code):

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

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

7           (30) a fee, if authorized by the commissioners court,  
8 collected by a county or precinct officer on behalf of the county  
9 from a person making payment by credit card of a fee, court cost, or  
10 other charge (Sec. 132.003, Local Government Code) . . . an amount  
11 equal to the amount of any transaction fee charged to the county by  
12 a vendor providing services in connection with payments made by  
13 credit card;

14           (31) a fee for sale of securities under an offering  
15 that has not been registered, if the transaction or securities are  
16 not exempt (Art. 581-35-2, Revised Statutes) . . . as set by the  
17 securities commissioner or court, but not to exceed six times the  
18 amount that would have been paid if the issuer had filed an  
19 application to register the securities and paid the fee prescribed  
20 based on the amount of sales made in this state within the prior  
21 three years, plus interest on that amount from the date of the first  
22 sale made in this state until the date the fee is paid; and

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

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

27           SECTION 12. (a) Sections 1-10 of this Act amend provisions

1 in Chapters 101, 102, and 103, Government Code, as amended by the  
2 Final Report Regarding Actions to Conform the Statutory Index of  
3 Court Fees and Costs to the Acts of the 78th Legislature. The  
4 report was effective September 3, 2004, and was prepared and  
5 published in accordance with Chapter 104, Government Code, as it  
6 existed before the effective date of this Act. The report is  
7 available at the Texas Legislative Council's Internet website under  
8 the heading "Reports/Documents" at  
9 <http://www.tlc.state.tx.us/tlc.htm>. At that website the report is  
10 identified as the "Final Report" under "Court Fees Project."

11 (b) The legislature finds that the index of court fees and  
12 costs provided by Chapters 101, 102, and 103, Government Code, is  
13 complete with the passage of this Act and the publication of the  
14 report. The legislature also finds that additional reports under  
15 Chapter 104, Government Code, to update the index in the future are  
16 no longer necessary because the updating will occur under the Texas  
17 Legislative Council's permanent statutory revision program. The  
18 council is required, as part of that program, under Section  
19 323.007(c)(4), Government Code, to formulate and implement a  
20 continuous revision program of all Texas statutes, which include  
21 the index of court fees and costs.

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

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