

1-1 By: Gallegos S.B. No. 1424
1-2 (In the Senate - Filed March 10, 2005; March 21, 2005, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 April 14, 2005, reported favorably by the following vote: Yeas 6,
1-5 Nays 0; April 14, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to filing fees in a civil matter in a justice court or
1-9 small claims court.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 118.122, Local Government Code, is
1-12 amended to read as follows:

1-13 Sec. 118.122. FEES BEFORE ENTRY OF JUDGMENT. (a) The fee
1-14 for "Services rendered before judgment" under Section 118.121(1) is
1-15 for all required filings of documents, including the filing of a
1-16 counterclaim, and all other processes and procedures in a civil
1-17 matter in a justice court or small claims court.

1-18 (b) The fee is paid by the plaintiff or the party initiating
1-19 the action, counterclaim, cross action, third party action, or
1-20 intervention at the time the applicable action or counterclaim is
1-21 initiated. The fee is paid only one time for each of those actions
1-22 or counterclaims.

1-23 SECTION 2. The change in law made by this Act to Section
1-24 118.122, Local Government Code, applies only to a counterclaim
1-25 filed on or after the effective date of this Act.

1-26 SECTION 3. This Act takes effect September 1, 2005.

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