

1-1 By: Wentworth S.B. No. 2030  
1-2 (In the Senate - Filed April 17, 2007; April 17, 2007, read  
1-3 first time and referred to Committee on Jurisprudence;  
1-4 April 26, 2007, reported favorably by the following vote: Yeas 4,  
1-5 Nays 0; April 26, 2007, sent to printer.)

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

1-8 relating to an additional filing fee for civil cases filed in Hays  
1-9 County.

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

1-11 SECTION 1. Subchapter H, Chapter 51, Government Code, is  
1-12 amended by adding Section 51.707 to read as follows:

1-13 Sec. 51.707. ADDITIONAL FILING FEE FOR CIVIL CASES IN HAYS  
1-14 COUNTY. (a) This section applies only to district courts, probate  
1-15 courts, county courts at law, and justice courts in Hays County.

1-16 (b) Except as otherwise provided by this section and in  
1-17 addition to all other fees authorized or required by other law, the  
1-18 clerk of a court shall collect a filing fee of not more than \$15 in  
1-19 each civil case filed in the court to be used for the construction,  
1-20 renovation, or improvement of the facilities that house the Hays  
1-21 County civil courts.

1-22 (c) Court fees due under this section shall be collected in  
1-23 the same manner as other fees, fines, or costs are collected in the  
1-24 case.

1-25 (d) The clerk shall send the fees collected under this  
1-26 section to the county treasurer or to any other official who  
1-27 discharges the duties commonly assigned to the county treasurer at  
1-28 least as frequently as monthly. The treasurer or other official  
1-29 shall deposit the fees in a special account in the county treasury  
1-30 dedicated to the construction, renovation, or improvement of the  
1-31 facilities that house the courts collecting the fee.

1-32 (e) This section applies only to fees for a 12-month period  
1-33 beginning July 1, if the commissioners court:

1-34 (1) adopts a resolution authorizing a fee of not more  
1-35 than \$15;

1-36 (2) adopts a resolution requiring the county to spend  
1-37 one dollar for the construction, renovation, or improvement of the  
1-38 court facilities for each dollar spent from the special account  
1-39 dedicated to that purpose; and

1-40 (3) files the resolutions with the county treasurer or  
1-41 with any other official who discharges the duties commonly assigned  
1-42 to the county treasurer not later than June 1 immediately preceding  
1-43 the first 12-month period during which the fees are to be collected.

1-44 (f) A resolution adopted under Subsection (e) continues  
1-45 from year to year until July 1, 2022, allowing the county to collect  
1-46 fees under the terms of this section until the resolution is  
1-47 rescinded.

1-48 (g) The commissioners court may rescind a resolution  
1-49 adopted under Subsection (e) by adopting a resolution rescinding  
1-50 the resolution and submitting the rescission resolution to the  
1-51 county treasurer or to any other official who discharges the duties  
1-52 commonly assigned to the county treasurer not later than June 1  
1-53 preceding the beginning of the first day of the county fiscal year.  
1-54 The commissioners court may adopt an additional resolution in the  
1-55 manner provided by Subsection (e) after rescinding a previous  
1-56 resolution under that subsection.

1-57 (h) A fee established under a particular resolution is  
1-58 abolished on the earlier of:

1-59 (1) the date a resolution adopted under Subsection (e)  
1-60 is rescinded as provided by Subsection (g); or

1-61 (2) July 1, 2022.

1-62 (i) The county may make the required expenditure described  
1-63 by Subsection (e)(2) at any time, regardless of when the  
1-64 expenditure from the special account occurs.

SECTION 2. 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;

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

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

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

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

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

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

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

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

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

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

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

(E) to fund the improvement of Hays County court facilities, if authorized by the county commissioners court (Sec. 51.707, Government Code) . . . not more than \$15;

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

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

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

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

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

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

- 3-1 (F) for a suit with more than 1,000 plaintiffs
- 3-2 (Sec. 51.317, Government Code) . . . \$200;
- 3-3 (7) for filing a cross-action, counterclaim,
- 3-4 intervention, contempt action, motion for new trial, or third-party
- 3-5 petition (Sec. 51.317, Government Code) . . . \$15;
- 3-6 (8) for issuing a citation or other writ or process not
- 3-7 otherwise provided for, including one copy, when requested at the
- 3-8 time a suit or action is filed (Sec. 51.317, Government Code) . . .
- 3-9 \$8;
- 3-10 (9) for records management and preservation (Sec.
- 3-11 51.317, Government Code) . . . \$10;
- 3-12 (10) for issuing a subpoena, including one copy (Sec.
- 3-13 51.318, Government Code) . . . \$8;
- 3-14 (11) for issuing a citation, commission for
- 3-15 deposition, writ of execution, order of sale, writ of execution and
- 3-16 order of sale, writ of injunction, writ of garnishment, writ of
- 3-17 attachment, or writ of sequestration not provided for in Section
- 3-18 51.317, or any other writ or process not otherwise provided for,
- 3-19 including one copy if required by law (Sec. 51.318, Government
- 3-20 Code) . . . \$8;
- 3-21 (12) for searching files or records to locate a cause
- 3-22 when the docket number is not provided (Sec. 51.318, Government
- 3-23 Code) . . . \$5;
- 3-24 (13) for searching files or records to ascertain the
- 3-25 existence of an instrument or record in the district clerk's office
- 3-26 (Sec. 51.318, Government Code) . . . \$5;
- 3-27 (14) for abstracting a judgment (Sec. 51.318,
- 3-28 Government Code) . . . \$8;
- 3-29 (15) for approving a bond (Sec. 51.318, Government
- 3-30 Code) . . . \$4;
- 3-31 (16) for a certified copy of a record, judgment,
- 3-32 order, pleading, or paper on file or of record in the district
- 3-33 clerk's office, including certificate and seal, for each page or
- 3-34 part of a page (Sec. 51.318, Government Code) . . . \$1;
- 3-35 (17) for a noncertified copy, for each page or part of
- 3-36 a page (Sec. 51.318, Government Code) . . . not to exceed \$1;
- 3-37 (18) jury fee (Sec. 51.604, Government Code) . . .
- 3-38 \$30;
- 3-39 (19) for filing a report of divorce or annulment (Sec.
- 3-40 194.002, Health and Safety Code) . . . \$1;
- 3-41 (20) for filing a suit in Comal County (Sec. 152.0522,
- 3-42 Human Resources Code) . . . \$4;
- 3-43 (21) additional filing fee for family protection on
- 3-44 filing a suit for dissolution of a marriage under Chapter 6, Family
- 3-45 Code, if authorized by the county commissioners court (Sec. 51.961,
- 3-46 Government Code) . . . not to exceed \$30;
- 3-47 (22) fee on filing a suit for dissolution of a marriage
- 3-48 for services of child support department in Harris County, if
- 3-49 authorized by the county commissioners court (Sec. 152.1074, Human
- 3-50 Resources Code) . . . not to exceed \$12;
- 3-51 (22-a) a child support service fee in Nueces County if
- 3-52 ordered by the commissioners court and assessed by the court (Sec.
- 3-53 152.1844, Human Resources Code) . . . not to exceed \$5 a month
- 3-54 payable annually in advance;
- 3-55 (22-b) a service fee to be paid by a person ordered by
- 3-56 a district court to pay child or spousal support:
- 3-57 (A) in Collin County if authorized by the
- 3-58 juvenile board (Sec. 152.0492, Human Resources Code) . . . not to
- 3-59 exceed \$2.50 added to first support payment each month;
- 3-60 (B) in Johnson County if authorized by the
- 3-61 juvenile board (Sec. 152.1322, Human Resources Code) . . . \$1.00
- 3-62 added to first support payment each month; and
- 3-63 (C) in Montague County (Sec. 152.1752, Human
- 3-64 Resources Code) . . . \$1 if fee is ordered to be paid monthly, 50
- 3-65 cents if fee is ordered to be paid semimonthly or weekly;
- 3-66 (22-c) attorney's fees as an additional cost in
- 3-67 Montague County on a finding of contempt of court for failure to pay
- 3-68 child or spousal support if the contempt action is initiated by the
- 3-69 probation department (Sec. 152.1752, Human Resources Code) . . .

- 4-1 \$15;
- 4-2 (23) fee on filing a suit requesting an adoption in  
4-3 Montague County (Sec. 152.1752, Human Resources Code) . . . \$25;
- 4-4 (24) court cost on citation for contempt of court for  
4-5 failure to comply with child support order in Nueces County, if  
4-6 authorized by the commissioners court (Sec. 152.1844, Human  
4-7 Resources Code) . . . not to exceed \$10;
- 4-8 (25) fee on filing a suit for divorce in Orange County  
4-9 (Sec. 152.1873, Human Resources Code) . . . not less than \$5;
- 4-10 (26) court costs on citation for contempt of court in  
4-11 Orange County for failure to comply with a child support order or  
4-12 order providing for possession of or access to a child (Sec.  
4-13 152.1873, Human Resources Code) . . . amount determined by district  
4-14 clerk;
- 4-15 (27) fee on filing a suit requesting an adoption in  
4-16 Orange County (Sec. 152.1874, Human Resources Code) . . . not less  
4-17 than \$25;
- 4-18 (28) fee on filing a suit requesting an adoption in  
4-19 Wichita County (Sec. 152.2496, Human Resources Code) . . . \$100;
- 4-20 (29) additional filing fee to fund the courthouse  
4-21 security fund, if authorized by the county commissioners court  
4-22 (Sec. 291.008, Local Government Code) . . . not to exceed \$5;
- 4-23 (30) additional filing fee for filing documents not  
4-24 subject to certain filing fees to fund the courthouse security  
4-25 fund, if authorized by the county commissioners court (Sec.  
4-26 291.008, Local Government Code) . . . \$1;
- 4-27 (31) additional filing fee to fund the courthouse  
4-28 security fund in Webb County, if authorized by the county  
4-29 commissioners court (Sec. 291.009, Local Government Code) . . . not  
4-30 to exceed \$20;
- 4-31 (32) court cost in civil cases other than suits for  
4-32 delinquent taxes to fund the county law library fund, if authorized  
4-33 by the county commissioners court (Sec. 323.023, Local Government  
4-34 Code) . . . not to exceed \$35;
- 4-35 (33) when administering a case for the Rockwall County  
4-36 Court at Law (Sec. 25.2012, Government Code) . . . civil fees and  
4-37 court costs as if the case had been filed in district court;
- 4-38 (34) at a hearing held by an associate judge in Dallas  
4-39 County, a court cost to preserve the record, in the absence of a  
4-40 court reporter, by other means (Sec. 54.509, Government Code) . . .  
4-41 as assessed by the referring court or associate judge;
- 4-42 (35) at a hearing held by an associate judge in Duval  
4-43 County, a court cost to preserve the record (Sec. 54.1151,  
4-44 Government Code, as added by Chapter 1150, Acts of the 78th  
4-45 Legislature, Regular Session, 2003) . . . as imposed by the  
4-46 referring court or associate judge;
- 4-47 (36) court fees and costs, if ordered by the court, for  
4-48 a suit filed by an inmate in which an affidavit or unsworn  
4-49 declaration of inability to pay costs is filed by the inmate (Sec.  
4-50 14.006, Civil Practice and Remedies Code) . . . the lesser of:
- 4-51 (A) 20 percent of the preceding six months'  
4-52 deposits to the inmate's trust account administered by the Texas  
4-53 Department of Criminal Justice under Section 501.014, Government  
4-54 Code; or
- 4-55 (B) the total amount of court fees and costs;
- 4-56 (37) monthly payment for remaining court fees and  
4-57 costs after the initial payment for a suit in which an affidavit or  
4-58 unsworn declaration of inability to pay costs is filed by the inmate  
4-59 (Sec. 14.006, Civil Practice and Remedies Code) . . . the lesser  
4-60 of:
- 4-61 (A) 10 percent of that month's deposit to the  
4-62 inmate's trust account administered by the Texas Department of  
4-63 Criminal Justice under Section 501.014, Government Code; or
- 4-64 (B) the total amount of court fees and costs that  
4-65 remain unpaid;
- 4-66 (38) the following costs not otherwise charged to the  
4-67 inmate under Section 14.006, Civil Practice and Remedies Code, if  
4-68 the inmate has previously filed an action dismissed as malicious or  
4-69 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

5-1 (A) expenses of service of process;  
5-2 (B) postage; and  
5-3 (C) transportation, housing, or medical care  
5-4 incurred in connection with the appearance of the inmate in the  
5-5 court for any proceeding;  
5-6 (39) fee for performing a service:  
5-7 (A) related to the matter of the estate of a  
5-8 deceased person (Sec. 51.319, Government Code) . . . the same fee  
5-9 allowed the county clerk for those services;  
5-10 (B) related to the matter of a minor (Sec.  
5-11 51.319, Government Code) . . . the same fee allowed the county  
5-12 clerk for the service;  
5-13 (C) of serving process by certified or registered  
5-14 mail (Sec. 51.319, Government Code) . . . the same fee a sheriff or  
5-15 constable is authorized to charge for the service under Section  
5-16 118.131, Local Government Code; and  
5-17 (D) prescribed or authorized by law but for which  
5-18 no fee is set (Sec. 51.319, Government Code) . . . a reasonable fee;  
5-19 (40) court costs, which may include expert witness  
5-20 fees in Travis County in an action in which the plaintiff prevails  
5-21 against an insurer for economic damages sustained by the plaintiff  
5-22 as a result of unfair discrimination (Sec. 544.054, Insurance Code)  
5-23 . . . court costs and reasonable and necessary expert witness fees;  
5-24 (41) security deposit on filing, by any person other  
5-25 than the personal representative of an estate, an application,  
5-26 complaint, or opposition in relation to the estate, if required by  
5-27 the clerk (Sec. 12, Texas Probate Code) . . . probable cost of the  
5-28 proceeding;  
5-29 (42) security deposit on filing, by any person other  
5-30 than the guardian, attorney ad litem, or guardian ad litem, an  
5-31 application, complaint, or opposition in relation to a guardianship  
5-32 matter, if required by the clerk (Sec. 622, Texas Probate Code)  
5-33 . . . probable cost of the guardianship proceeding; and  
5-34 (43) fee for filing an additional petition for review  
5-35 of an appraisal review board order relating to certain regulated  
5-36 property running through or operating in more than one county after  
5-37 the first petition for review relating to the same property is filed  
5-38 for a tax year (Sec. 42.221, Tax Code) . . . \$5.  
5-39 SECTION 3. Section 101.081, Government Code, is amended to  
5-40 read as follows:  
5-41 Sec. 101.081. STATUTORY COUNTY COURT FEES AND COSTS. The  
5-42 clerk of a statutory county court shall collect fees and costs as  
5-43 follows:  
5-44 (1) court cost in certain civil cases to establish and  
5-45 maintain an alternative dispute resolution system, if authorized by  
5-46 the county commissioners court (Sec. 152.004, Civil Practice and  
5-47 Remedies Code) . . . not to exceed \$10;  
5-48 (2) appellate judicial system filing fees:  
5-49 (A) First or Fourteenth Court of Appeals District  
5-50 (Sec. 22.2021, Government Code) . . . not more than \$5;  
5-51 (B) Second Court of Appeals District (Sec.  
5-52 22.2031, Government Code) . . . not more than \$5;  
5-53 (C) Fourth Court of Appeals District (Sec.  
5-54 22.2051, Government Code) . . . not more than \$5;  
5-55 (D) Fifth Court of Appeals District (Sec.  
5-56 22.2061, Government Code) . . . not more than \$5; and  
5-57 (E) Thirteenth Court of Appeals District (Sec.  
5-58 22.2141, Government Code) . . . not more than \$5;  
5-59 (3) an official court reporter fee, County Court at  
5-60 Law No. 2 of Bexar County (Sec. 25.0172, Government Code) . . . \$3;  
5-61 (4) a court reporter fee when testimony is taken in a  
5-62 county court at law in McLennan County (Sec. 25.1572, Government  
5-63 Code) . . . \$3;  
5-64 (5) a stenographer fee, if a record or part of a record  
5-65 is made:  
5-66 (A) in a county court at law in Hidalgo County  
5-67 (Sec. 25.1102, Government Code) . . . \$20; and  
5-68 (B) in a county court at law in Nolan County (Sec.  
5-69 25.1792, Government Code) . . . \$25;

6-1 (6) jury fee (Sec. 51.604, Government Code) . . . \$22;

6-2 (7) an additional filing fee:

6-3 (A) for each civil case filed to be used for

6-4 court-related purposes for the support of the judiciary, if

6-5 authorized by the county commissioners court (Sec. 51.702,

6-6 Government Code) . . . \$40;

6-7 (B) to fund the improvement of Dallas County

6-8 civil court facilities, if authorized by the county commissioners

6-9 court (Sec. 51.705, Government Code) . . . not more than \$15; ~~and~~

6-10 (C) for filing any civil action or proceeding

6-11 requiring a filing fee, including an appeal, and on the filing of

6-12 any counterclaim, cross-action, intervention, interpleader, or

6-13 third-party action requiring a filing fee, to fund civil legal

6-14 services for the indigent (Sec. 133.153, Local Government Code)

6-15 . . . \$5; and

6-16 (D) to fund the improvement of Hays County court

6-17 facilities, if authorized by the county commissioners court (Sec.

6-18 51.707, Government Code) . . . not more than \$15;

6-19 (8) for filing an application for registration of

6-20 death (Sec. 193.007, Health and Safety Code) . . . \$1;

6-21 (9) fee for judge's services on an application for

6-22 court-ordered mental health services (Sec. 574.031, Health and

6-23 Safety Code) . . . not to exceed \$50;

6-24 (10) fee for prosecutor's services on an application

6-25 for court-ordered mental health services (Sec. 574.031, Health and

6-26 Safety Code) . . . not to exceed \$50;

6-27 (11) for filing a suit in Comal County (Sec. 152.0522,

6-28 Human Resources Code) . . . \$4;

6-29 (12) additional filing fee to fund contingency fund

6-30 for liability insurance, if authorized by the county commissioners

6-31 court (Sec. 82.003, Local Government Code) . . . not to exceed \$5;

6-32 (13) civil court actions (Sec. 118.052, Local

6-33 Government Code):

6-34 (A) filing of original action (Secs. 118.052 and

6-35 118.053, Local Government Code):

6-36 (i) garnishment after judgment (Sec.

6-37 118.052, Local Government Code) . . . \$15; and

6-38 (ii) all others (Sec. 118.052, Local

6-39 Government Code) . . . \$40;

6-40 (B) filing of action other than original (Secs.

6-41 118.052 and 118.054, Local Government Code) . . . \$30; and

6-42 (C) services rendered after judgment in original

6-43 action (Secs. 118.052 and 118.0545, Local Government Code):

6-44 (i) abstract of judgment (Sec. 118.052,

6-45 Local Government Code) . . . \$5; and

6-46 (ii) execution, order of sale, writ, or

6-47 other process (Sec. 118.052, Local Government Code) . . . \$5;

6-48 (14) probate court actions (Sec. 118.052, Local

6-49 Government Code):

6-50 (A) probate original action (Secs. 118.052 and

6-51 118.055, Local Government Code):

6-52 (i) probate of a will with independent

6-53 executor, administration with will attached, administration of an

6-54 estate, guardianship or receivership of an estate, or muniment of

6-55 title (Sec. 118.052, Local Government Code) . . . \$40;

6-56 (ii) community survivors (Sec. 118.052,

6-57 Local Government Code) . . . \$40;

6-58 (iii) small estates (Sec. 118.052, Local

6-59 Government Code) . . . \$40;

6-60 (iv) declarations of heirship (Sec.

6-61 118.052, Local Government Code) . . . \$40;

6-62 (v) mental health or chemical dependency

6-63 services (Sec. 118.052, Local Government Code) . . . \$40; and

6-64 (vi) additional, special fee (Secs. 118.052

6-65 and 118.064, Local Government Code) . . . \$5;

6-66 (B) services in pending probate action (Secs.

6-67 118.052 and 118.056, Local Government Code):

6-68 (i) filing an inventory and appraisalment

6-69 after the 120th day after the date of the initial filing of the

7-1 action (Sec. 118.052, Local Government Code) . . . \$25;

7-2 (ii) approving and recording bond (Sec.

7-3 118.052, Local Government Code) . . . \$3;

7-4 (iii) administering oath (Sec. 118.052,

7-5 Local Government Code) . . . \$2;

7-6 (iv) filing annual or final account of

7-7 estate (Sec. 118.052, Local Government Code) . . . \$25;

7-8 (v) filing application for sale of real or

7-9 personal property (Sec. 118.052, Local Government Code). . . \$25;

7-10 (vi) filing annual or final report of

7-11 guardian of a person (Sec. 118.052, Local Government Code) . . .

7-12 \$10; and

7-13 (vii) filing a document not listed under

7-14 this paragraph after the filing of an order approving the inventory

7-15 and appraisal or after the 120th day after the date of the

7-16 initial filing of the action, whichever occurs first (Secs. 118.052

7-17 and 191.007, Local Government Code), if more than 25 pages . . .

7-18 \$25;

7-19 (C) adverse probate action (Secs. 118.052 and

7-20 118.057, Local Government Code) . . . \$40; and

7-21 (D) claim against estate (Secs. 118.052 and

7-22 118.058, Local Government Code) . . . \$2;

7-23 (15) other fees (Sec. 118.052, Local Government Code):

7-24 (A) issuing document (Secs. 118.052 and 118.059,

7-25 Local Government Code):

7-26 (i) original document and one copy (Sec.

7-27 118.052, Local Government Code) . . . \$4; and

7-28 (ii) each additional set of an original and

7-29 one copy (Sec. 118.052, Local Government Code) . . . \$4;

7-30 (B) certified papers (Secs. 118.052 and 118.060,

7-31 Local Government Code):

7-32 (i) for the clerk's certificate (Sec.

7-33 118.052, Local Government Code) . . . \$5; and

7-34 (ii) a fee per page or part of a page (Sec.

7-35 118.052, Local Government Code) . . . \$1;

7-36 (C) noncertified papers, for each page or part of

7-37 a page (Secs. 118.052 and 118.0605, Local Government Code) . . .

7-38 \$1;

7-39 (D) letters testamentary, letter of

7-40 guardianship, letter of administration, or abstract of judgment

7-41 (Secs. 118.052 and 118.061, Local Government Code) . . . \$2;

7-42 (E) safekeeping of wills (Secs. 118.052 and

7-43 118.062, Local Government Code) . . . \$5;

7-44 (F) mail service of process (Secs. 118.052 and

7-45 118.063, Local Government Code) . . . same as sheriff; and

7-46 (G) records management and preservation fee

7-47 (Secs. 118.052, 118.0546, and 118.0645, Local Government Code)

7-48 . . . \$5;

7-49 (16) additional filing fee to fund the courthouse

7-50 security fund, if authorized by the county commissioners court

7-51 (Sec. 291.008, Local Government Code) . . . not to exceed \$5;

7-52 (17) additional filing fee for filing documents not

7-53 subject to certain filing fees to fund the courthouse security

7-54 fund, if authorized by the county commissioners court (Sec.

7-55 291.008, Local Government Code) . . . \$1;

7-56 (18) additional filing fee to fund the courthouse

7-57 security fund in Webb County, if authorized by the county

7-58 commissioners court (Sec. 291.009, Local Government Code) . . . not

7-59 to exceed \$20;

7-60 (19) court cost in civil cases other than suits for

7-61 delinquent taxes to fund the county law library fund, if authorized

7-62 by the county commissioners court (Sec. 323.023, Local Government

7-63 Code) . . . not to exceed \$35;

7-64 (20) fee for deposit of a will with the county clerk

7-65 during testator's lifetime (Sec. 71, Texas Probate Code) . . . \$3;

7-66 (21) court cost for each special commissioner in an

7-67 eminent domain proceeding (Sec. 21.047, Property Code). . . as

7-68 taxed by the court, \$10 or more;

7-69 (22) fee for county attorney in a suit regarding a

8-1 railroad company's failure to keep roadbed and right-of-way in  
8-2 proper condition (Art. 6327, Vernon's Texas Civil Statutes) . . .  
8-3 \$10;

8-4 (23) court fees and costs, if ordered by the court, for  
8-5 a suit filed by an inmate in which an affidavit or unsworn  
8-6 declaration of inability to pay costs is filed by the inmate (Sec.  
8-7 14.006, Civil Practice and Remedies Code) . . . the lesser of:

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

8-12 (B) the total amount of court fees and costs;  
8-13 (24) monthly payment for remaining court fees and  
8-14 costs after the initial payment for a suit in which an affidavit or  
8-15 unsworn declaration of inability to pay costs is filed by the inmate  
8-16 (Sec. 14.006, Civil Practice and Remedies Code) . . . the lesser  
8-17 of:

8-18 (A) 10 percent of that month's deposit to the  
8-19 inmate's trust account administered by the Texas Department of  
8-20 Criminal Justice under Section 501.014, Government Code; or

8-21 (B) the total amount of court fees and costs that  
8-22 remain unpaid;

8-23 (25) the following costs not otherwise charged to the  
8-24 inmate under Section 14.006, Civil Practice and Remedies Code, if  
8-25 the inmate has previously filed an action dismissed as malicious or  
8-26 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

8-27 (A) expenses of service of process;

8-28 (B) postage; and

8-29 (C) transportation, housing, or medical care  
8-30 incurred in connection with the appearance of the inmate in the  
8-31 court for any proceeding;

8-32 (26) the official court reporter's fee taxed as costs  
8-33 in civil actions in a statutory county court:

8-34 (A) in Bexar County Courts at Law:

8-35 (i) Nos. 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12  
8-36 (Sec. 25.0172, Government Code) . . . taxed in the same manner as  
8-37 the fee is taxed in district court; and

8-38 (ii) No. 2 (Sec. 25.0172, Government Code)  
8-39 . . . \$3;

8-40 (B) in Galveston County (Sec. 25.0862,  
8-41 Government Code) . . . taxed in the same manner as the fee is taxed  
8-42 in civil cases in the district courts; and

8-43 (C) in Parker County (Sec. 25.1862, Government  
8-44 Code) . . . taxed in the same manner as the fee is taxed in civil  
8-45 cases in the district courts;

8-46 (27) a stenographer's fee as costs in each civil,  
8-47 criminal, and probate case in which a record is made by the official  
8-48 court reporter in a statutory county court in Nolan County (Sec.  
8-49 25.1792, Government Code) . . . \$25;

8-50 (28) in Brazoria County, in matters of concurrent  
8-51 jurisdiction with the district court, fees (Sec. 25.0222,  
8-52 Government Code) . . . as prescribed by law for district judges  
8-53 according to the nature of the matter;

8-54 (29) in Nueces County, in matters of concurrent  
8-55 jurisdiction with the district court, with certain exceptions, fees  
8-56 (Sec. 25.1802, Government Code) . . . equal to those in district  
8-57 court cases;

8-58 (30) security deposit on filing, by any person other  
8-59 than the personal representative of an estate, an application,  
8-60 complaint, or opposition in relation to the estate, if required by  
8-61 the clerk (Sec. 12, Texas Probate Code) . . . probable cost of the  
8-62 proceeding;

8-63 (31) security deposit on filing, by any person other  
8-64 than the guardian, attorney ad litem, or guardian ad litem, an  
8-65 application, complaint, or opposition in relation to a guardianship  
8-66 matter, if required by the clerk (Sec. 622, Texas Probate Code)  
8-67 . . . probable cost of the guardianship proceeding;

8-68 (32) for a hearing or proceeding under the Texas  
8-69 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as



9-1 costs (Secs. 571.017 and 571.018, Health and Safety Code) . . .  
9-2 reasonable compensation to the following persons appointed under  
9-3 the Texas Mental Health Code:

- 9-4 (A) attorneys;
- 9-5 (B) physicians;
- 9-6 (C) language interpreters;
- 9-7 (D) sign interpreters; and
- 9-8 (E) masters;

9-9 (33) for a hearing or proceeding under the Texas  
9-10 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as  
9-11 costs (Sec. 571.018, Health and Safety Code):

- 9-12 (A) attorney's fees;
- 9-13 (B) physician examination fees;
- 9-14 (C) expense of transportation to a mental health  
9-15 facility or to a federal agency not to exceed \$50 if transporting  
9-16 within the same county and not to exceed the reasonable cost of  
9-17 transportation if transporting between counties;
- 9-18 (D) costs and salary supplements authorized  
9-19 under Section 574.031, Health and Safety Code; and
- 9-20 (E) prosecutors' fees authorized under Section  
9-21 574.031, Health and Safety Code;

9-22 (34) expenses of transporting certain patients from  
9-23 the county of treatment to a hearing in the county in which the  
9-24 proceedings originated (Sec. 574.008, Health and Safety Code) . . .  
9-25 actual expenses unless certain arrangements are made to hold the  
9-26 hearing in the county in which the patient is receiving services;

9-27 (35) expenses for expert witness testimony for an  
9-28 indigent patient (Sec. 574.010, Health and Safety Code) . . . if  
9-29 authorized by the court as reimbursement to the attorney ad litem,  
9-30 court-approved expenses;

9-31 (36) fee for judge's services for holding a hearing on  
9-32 an application for court-ordered mental health services (Sec.  
9-33 574.031, Health and Safety Code) . . . as assessed by the judge, not  
9-34 to exceed \$50;

9-35 (37) expenses to reimburse judge for holding a hearing  
9-36 in a hospital or location other than the county courthouse (Sec.  
9-37 574.031, Health and Safety Code) . . . reasonable and necessary  
9-38 expenses as certified;

9-39 (38) fee for services of a prosecuting attorney,  
9-40 including costs incurred for preparation of documents related to a  
9-41 hearing on an application for court-ordered mental health services  
9-42 (Sec. 574.031, Health and Safety Code) . . . as assessed by the  
9-43 judge, not to exceed \$50; and

9-44 (39) a fee not otherwise listed in this section that is  
9-45 required to be collected under Section 25.0008, Government Code  
9-46 (Sec. 25.0008, Government Code), in a county other than Brazos,  
9-47 Cameron, Ellis, Guadalupe, Harris, Henderson, Liberty, Moore,  
9-48 Nolan, Panola, Parker, Starr, Victoria, and Williamson . . . as  
9-49 prescribed by law relating to county judges' fees.

9-50 SECTION 4. Section 101.101, Government Code, is amended to  
9-51 read as follows:

9-52 Sec. 101.101. STATUTORY PROBATE COURT FEES AND COSTS. The  
9-53 clerk of a statutory probate court shall collect fees and costs as  
9-54 follows:

9-55 (1) court cost in certain civil cases to establish and  
9-56 maintain an alternative dispute resolution system, if authorized by  
9-57 the county commissioners court (Sec. 152.004, Civil Practice and  
9-58 Remedies Code) . . . not to exceed \$10;

9-59 (2) appellate judicial system filing fees:

9-60 (A) First or Fourteenth Court of Appeals District  
9-61 (Sec. 22.2021, Government Code) . . . not more than \$5;

9-62 (B) Second Court of Appeals District (Sec.  
9-63 22.2031, Government Code) . . . not more than \$5;

9-64 (C) Fourth Court of Appeals District (Sec.  
9-65 22.2051, Government Code) . . . not more than \$5;

9-66 (D) Fifth Court of Appeals District (Sec.  
9-67 22.2061, Government Code) . . . not more than \$5; and

9-68 (E) Thirteenth Court of Appeals District (Sec.  
9-69 22.2141, Government Code) . . . not more than \$5;

10-1 (3) additional filing fees as follows:  
10-2 (A) for certain cases to be used for  
10-3 court-related purposes for support of the judiciary, if authorized  
10-4 by the county commissioners court (Sec. 51.704, Government Code)  
10-5 . . . \$40;  
10-6 (B) to fund the improvement of Dallas County  
10-7 civil court facilities, if authorized by the county commissioners  
10-8 court (Sec. 51.705, Government Code) . . . not more than \$15; ~~and~~  
10-9 (C) for filing any civil action or proceeding  
10-10 requiring a filing fee, including an appeal, and on the filing of  
10-11 any counterclaim, cross-action, intervention, interpleader, or  
10-12 third-party action requiring a filing fee to fund civil legal  
10-13 services for the indigent (Sec. 133.153, Local Government Code)  
10-14 . . . \$5; and  
10-15 (D) to fund the improvement of Hays County court  
10-16 facilities, if authorized by the county commissioners court (Sec.  
10-17 51.707, Government Code). . . . not more than \$15;  
10-18 (4) for filing an application for registration of  
10-19 death (Sec. 193.007, Health and Safety Code) . . . \$1;  
10-20 (5) fee for judge's services on an application for  
10-21 court-ordered mental health services (Sec. 574.031, Health and  
10-22 Safety Code) . . . not to exceed \$50;  
10-23 (6) fee for prosecutor's services on an application  
10-24 for court-ordered mental health services (Sec. 574.031, Health and  
10-25 Safety Code) . . . not to exceed \$50;  
10-26 (7) additional filing fee to fund contingency fund for  
10-27 liability insurance, if authorized by the county commissioners  
10-28 court (Sec. 82.003, Local Government Code) . . . not to exceed \$5;  
10-29 (8) probate court actions (Sec. 118.052, Local  
10-30 Government Code):  
10-31 (A) probate original action (Secs. 118.052 and  
10-32 118.055, Local Government Code):  
10-33 (i) probate of a will with independent  
10-34 executor, administration with will attached, administration of an  
10-35 estate, guardianship or receivership of an estate, or muniment of  
10-36 title (Sec. 118.052, Local Government Code) . . . \$40;  
10-37 (ii) community survivors (Sec. 118.052,  
10-38 Local Government Code) . . . \$40;  
10-39 (iii) small estates (Sec. 118.052, Local  
10-40 Government Code) . . . \$40;  
10-41 (iv) declarations of heirship (Sec.  
10-42 118.052, Local Government Code) . . . \$40;  
10-43 (v) mental health or chemical dependency  
10-44 services (Sec. 118.052, Local Government Code) . . . \$40; and  
10-45 (vi) additional, special fee (Secs. 118.052  
10-46 and 118.064, Local Government Code) . . . \$5;  
10-47 (B) services in pending probate action (Secs.  
10-48 118.052 and 118.056, Local Government Code):  
10-49 (i) filing an inventory and appraisement  
10-50 after the 120th day after the date of the initial filing of the  
10-51 action (Sec. 118.052, Local Government Code) . . . \$25;  
10-52 (ii) approving and recording bond (Sec.  
10-53 118.052, Local Government Code) . . . \$3;  
10-54 (iii) administering oath (Sec. 118.052,  
10-55 Local Government Code) . . . \$2;  
10-56 (iv) filing annual or final account of  
10-57 estate (Sec. 118.052, Local Government Code) . . . \$25;  
10-58 (v) filing application for sale of real or  
10-59 personal property (Sec. 118.052, Local Government Code) . . . \$25;  
10-60 (vi) filing annual or final report of  
10-61 guardian of a person (Sec. 118.052, Local Government Code) . . .  
10-62 \$10; and  
10-63 (vii) filing a document not listed under  
10-64 this paragraph after the filing of an order approving the inventory  
10-65 and appraisement or after the 120th day after the date of the  
10-66 initial filing of the action, whichever occurs first (Secs. 118.052  
10-67 and 191.007, Local Government Code), if more than 25 pages . . .  
10-68 \$25;  
10-69 (C) adverse probate action (Secs. 118.052 and

11-1 118.057, Local Government Code) . . . \$40; and  
11-2 (D) claim against estate (Secs. 118.052 and  
11-3 118.058, Local Government Code) . . . \$2;  
11-4 (9) other fees (Sec. 118.052, Local Government Code):  
11-5 (A) issuing document (Secs. 118.052 and 118.059,  
11-6 Local Government Code):  
11-7 (i) original document and one copy (Sec.  
11-8 118.052, Local Government Code) . . . \$4; and  
11-9 (ii) each additional set of an original and  
11-10 one copy (Sec. 118.052, Local Government Code) . . . \$4;  
11-11 (B) certified papers (Secs. 118.052 and 118.060,  
11-12 Local Government Code):  
11-13 (i) for the clerk's certificate (Sec.  
11-14 118.052, Local Government Code) . . . \$5; and  
11-15 (ii) a fee per page or part of a page (Sec.  
11-16 118.052, Local Government Code) . . . \$1;  
11-17 (C) noncertified papers, for each page or part of  
11-18 a page (Secs. 118.052 and 118.0605, Local Government Code) . . .  
11-19 \$1;  
11-20 (D) letters testamentary, letter of  
11-21 guardianship, letter of administration, or abstract of judgment  
11-22 (Secs. 118.052 and 118.061, Local Government Code) . . . \$2;  
11-23 (E) safekeeping of wills (Secs. 118.052 and  
11-24 118.062, Local Government Code) . . . \$5;  
11-25 (F) mail service of process (Secs. 118.052 and  
11-26 118.063, Local Government Code) . . . same as sheriff; and  
11-27 (G) records management and preservation fee  
11-28 (Secs. 118.052 and 118.0645, Local Government Code) . . . \$5;  
11-29 (10) fee for deposit of a will with the county clerk  
11-30 during testator's lifetime (Sec. 71, Texas Probate Code) . . . \$3;  
11-31 (11) court costs for each special commissioner in an  
11-32 eminent domain proceeding (Sec. 21.047, Property Code) . . . as  
11-33 taxed by the court, \$10 or more;  
11-34 (12) jury fee for civil case (Sec. 51.604, Government  
11-35 Code) . . . \$22;  
11-36 (13) court cost in civil cases other than suits for  
11-37 delinquent taxes to fund the county law library fund, if authorized  
11-38 by the county commissioners court (Sec. 323.023, Local Government  
11-39 Code) . . . not to exceed \$35;  
11-40 (14) the expense of preserving the record as a court  
11-41 cost, if imposed on a party by the referring court or associate  
11-42 judge (Sec. 54.612, Government Code) . . . actual cost;  
11-43 (15) security deposit on filing, by any person other  
11-44 than the personal representative of an estate, an application,  
11-45 complaint, or opposition in relation to the estate, if required by  
11-46 the clerk (Sec. 12, Texas Probate Code) . . . probable cost of the  
11-47 proceeding;  
11-48 (16) security deposit on filing, by any person other  
11-49 than the guardian, attorney ad litem, or guardian ad litem, an  
11-50 application, complaint, or opposition in relation to a guardianship  
11-51 matter, if required by the clerk (Sec. 622, Texas Probate Code)  
11-52 . . . probable cost of the guardianship proceeding;  
11-53 (17) for a hearing or proceeding under the Texas  
11-54 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as  
11-55 costs (Secs. 571.017 and 571.018, Health and Safety Code) . . .  
11-56 reasonable compensation to the following persons appointed under  
11-57 the Texas Mental Health Code:  
11-58 (A) attorneys;  
11-59 (B) physicians;  
11-60 (C) language interpreters;  
11-61 (D) sign interpreters; and  
11-62 (E) masters;  
11-63 (18) for a hearing or proceeding under the Texas  
11-64 Mental Health Code (Subtitle C, Title 7, Health and Safety Code) as  
11-65 costs (Sec. 571.018, Health and Safety Code):  
11-66 (A) attorney's fees;  
11-67 (B) physician examination fees;  
11-68 (C) expense of transportation to a mental health  
11-69 facility or to a federal agency not to exceed \$50 if transporting

12-1 within the same county and not to exceed the reasonable cost of  
 12-2 transportation if transporting between counties;

12-3 (D) costs and salary supplements authorized  
 12-4 under Section 574.031, Health and Safety Code; and

12-5 (E) prosecutors' fees authorized under Section  
 12-6 574.031, Health and Safety Code;

12-7 (19) expenses of transporting certain patients from  
 12-8 the county of treatment to a hearing in the county in which the  
 12-9 proceedings originated (Sec. 574.008, Health and Safety Code) . . .  
 12-10 actual expenses unless certain arrangements are made to hold the  
 12-11 hearing in the county in which the patient is receiving services;

12-12 (20) expenses for expert witness testimony for an  
 12-13 indigent patient (Sec. 574.010, Health and Safety Code) . . . if  
 12-14 authorized by the court as reimbursement to the attorney ad litem,  
 12-15 court-approved expenses;

12-16 (21) fee for judge's services for holding a hearing on  
 12-17 an application for court-ordered mental health services (Sec.  
 12-18 574.031, Health and Safety Code) . . . as assessed by the judge, not  
 12-19 to exceed \$50;

12-20 (22) expenses to reimburse judge for holding a hearing  
 12-21 in a hospital or location other than the county courthouse (Sec.  
 12-22 574.031, Health and Safety Code) . . . reasonable and necessary  
 12-23 expenses as certified;

12-24 (23) fee for services of a prosecuting attorney,  
 12-25 including costs incurred for preparation of documents related to a  
 12-26 hearing on an application for court-ordered mental health services  
 12-27 (Sec. 574.031, Health and Safety Code) . . . as assessed by the  
 12-28 judge, not to exceed \$50; and

12-29 (24) a fee not otherwise listed in this section that is  
 12-30 required to be collected under Section 25.0029, Government Code  
 12-31 (Sec. 25.0029, Government Code) . . . as prescribed by law relating  
 12-32 to county judges' fees.

12-33 SECTION 5. Section 101.141, Government Code, is amended to  
 12-34 read as follows:

12-35 Sec. 101.141. JUSTICE COURT AND SMALL CLAIMS COURT FEES AND  
 12-36 COSTS. (a) A clerk of a justice court shall collect fees and costs  
 12-37 as follows:

12-38 (1) additional court cost in certain civil cases to  
 12-39 establish and maintain an alternative dispute resolution system, if  
 12-40 authorized by the commissioners court of a county with a population  
 12-41 of at least 2.5 million (Sec. 152.005, Civil Practice and Remedies  
 12-42 Code) . . . not to exceed \$3;

12-43 (2) additional filing fees:

12-44 (A) to fund Dallas County civil court facilities  
 12-45 (Sec. 51.705, Government Code) . . . not more than \$15; ~~and~~

12-46 (B) for filing any civil action or proceeding  
 12-47 requiring a filing fee, including an appeal, and on the filing of  
 12-48 any counterclaim, cross-action, intervention, interpleader, or  
 12-49 third-party action requiring a filing fee, to fund civil legal  
 12-50 services for the indigent (Sec. 133.153, Local Government Code)  
 12-51 . . . \$2; and

12-52 (C) to fund the improvement of Hays County court  
 12-53 facilities, if authorized by the county commissioners court (Sec.  
 12-54 51.707, Government Code) . . . not more than \$15;

12-55 (3) for filing a suit in Comal County (Sec. 152.0522,  
 12-56 Human Resources Code) . . . \$1.50;

12-57 (4) fee for hearing on probable cause for removal of a  
 12-58 vehicle and placement in a storage facility if assessed by the court  
 12-59 (Sec. 685.008, Transportation Code) . . . \$20;

12-60 (5) court fees and costs, if ordered by the court, for  
 12-61 a suit filed by an inmate in which an affidavit or unsworn  
 12-62 declaration of inability to pay costs is filed by the inmate (Sec.  
 12-63 14.006, Civil Practice and Remedies Code) . . . the lesser of:

12-64 (A) 20 percent of the preceding six months'  
 12-65 deposits to the inmate's trust account administered by the Texas  
 12-66 Department of Criminal Justice under Section 501.014, Government  
 12-67 Code; or

12-68 (B) the total amount of court fees and costs;

12-69 (6) monthly payment for remaining court fees and costs

13-1 after the initial payment for a suit in which an affidavit or  
13-2 unsworn declaration of inability to pay costs is filed by the inmate  
13-3 (Sec. 14.006, Civil Practice and Remedies Code) . . . the lesser  
13-4 of:

13-5 (A) 10 percent of that month's deposit to the  
13-6 inmate's trust account administered by the Texas Department of  
13-7 Criminal Justice under Section 501.014, Government Code; or

13-8 (B) the total amount of court fees and costs that  
13-9 remain unpaid;

13-10 (7) the following costs not otherwise charged to the  
13-11 inmate under Section 14.006, Civil Practice and Remedies Code, if  
13-12 the inmate has previously filed an action dismissed as malicious or  
13-13 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

13-14 (A) expenses of service of process;

13-15 (B) postage; and

13-16 (C) transportation, housing, or medical care  
13-17 incurred in connection with the appearance of the inmate in the  
13-18 court for any proceeding; and

13-19 (8) the cost of a special program that a court may  
13-20 order a child to attend after a finding that the child committed an  
13-21 offense, if ordered by the court (Art. 45.057, Code of Criminal  
13-22 Procedure) . . . costs of the program not to exceed \$100.

13-23 (b) A justice of the peace shall collect the following fees:

13-24 (1) services rendered before judgment (Secs. 118.121  
13-25 and 118.122, Local Government Code):

13-26 (A) justice court (Sec. 118.121, Local  
13-27 Government Code) . . . \$15; and

13-28 (B) small claims court (Sec. 118.121, Local  
13-29 Government Code) . . . \$10;

13-30 (2) services rendered after judgment (Secs. 118.121  
13-31 and 118.123, Local Government Code):

13-32 (A) transcript (Sec. 118.121, Local Government  
13-33 Code) . . . \$10;

13-34 (B) abstract of judgment (Sec. 118.121, Local  
13-35 Government Code) . . . \$5;

13-36 (C) execution, order of sale, writ of  
13-37 restitution, or other writ or process (Sec. 118.121, Local  
13-38 Government Code) . . . \$5 per page;

13-39 (D) certified copy of court papers (Secs. 118.121  
13-40 and 118.1235, Local Government Code) . . . \$2 for first page; \$0.25  
13-41 for each additional page; and

13-42 (E) issuing other document (no return required)  
13-43 (Sec. 118.121, Local Government Code) . . . \$1 for first page;  
13-44 \$0.25 for each additional page;

13-45 (3) court fees and costs, if ordered by the court, for  
13-46 a suit filed by an inmate in which an affidavit or unsworn  
13-47 declaration of inability to pay costs is filed by the inmate (Sec.  
13-48 14.006, Civil Practice and Remedies Code) . . . the lesser of:

13-49 (A) 20 percent of the preceding six months'  
13-50 deposits to the inmate's trust account administered by the Texas  
13-51 Department of Criminal Justice under Section 501.014, Government  
13-52 Code; or

13-53 (B) the total amount of court fees and costs;

13-54 (4) monthly payment for remaining court fees and costs  
13-55 after the initial payment for a suit in which an affidavit or  
13-56 unsworn declaration of inability to pay costs is filed by the inmate  
13-57 (Sec. 14.006, Civil Practice and Remedies Code) . . . the lesser  
13-58 of:

13-59 (A) 10 percent of that month's deposit to the  
13-60 inmate's trust account administered by the Texas Department of  
13-61 Criminal Justice under Section 501.014, Government Code; or

13-62 (B) the total amount of court fees and costs that  
13-63 remain unpaid; and

13-64 (5) the following costs not otherwise charged to the  
13-65 inmate under Section 14.006, Civil Practice and Remedies Code, if  
13-66 the inmate has previously filed an action dismissed as malicious or  
13-67 frivolous (Sec. 14.007, Civil Practice and Remedies Code):

13-68 (A) expenses of service of process;

13-69 (B) postage; and

14-1 (C) transportation, housing, or medical care  
14-2 incurred in connection with the appearance of the inmate in the  
14-3 court for any proceeding.

14-4 SECTION 6. This Act takes effect immediately if it receives  
14-5 a vote of two-thirds of all the members elected to each house, as  
14-6 provided by Section 39, Article III, Texas Constitution. If this  
14-7 Act does not receive the vote necessary for immediate effect, this  
14-8 Act takes effect September 1, 2007.

14-9 \* \* \* \* \*