

By: Naishtat

H.B. No. 588

A BILL TO BE ENTITLED

1 AN ACT
2 relating to fees charged by a justice of the peace for certain
3 documents in a criminal case.

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

5 SECTION 1. Section 118.124, Local Government Code, is
6 amended to read as follows:

7 Sec. 118.124. PROHIBITED FEES. A justice of the peace is
8 not entitled to a fee for:

9 (1) the examination of a paper or record in the
10 justice's office;

11 (2) filing any process or document the justice issues
12 that is returned to court;

13 (3) a motion or judgment on a motion for security for
14 costs; ~~[or]~~

15 (4) taking or approving a bond for costs; or

16 (5) the first copy of a document in a criminal case
17 issued to:

18 (A) a criminal defendant in the case;

19 (B) an attorney representing a criminal
20 defendant in the case; or

21 (C) a prosecuting attorney.

22 SECTION 2. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2009.