1   AN ACT

2   relating to the creation of an appellate judicial system for the

3   Sixth Court of Appeals District.

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

5   SECTION 1.   Subchapter C, Chapter 22, Government Code, is

6   amended by adding Section 22.2071 to read as follows:

7   Sec. 22.2071.   APPELLATE   JUDICIAL   SYSTEM.   (a)   The

8   commissioners court of each county in the Sixth Court of Appeals

9   District, by order entered in its minutes, shall establish an

10   appellate judicial system to assist the court of appeals for the

11   county in the processing of appeals filed with the court of appeals

12   from the county courts, statutory county courts, probate courts,

13   and district courts.

14   (b)   To fund the system, the commissioners court shall set a

15   court costs fee of $5 for each civil suit filed in county court,

16   statutory county court, probate court, or district court in the

17   county.

18   (c)   The court costs fee does not apply to a suit filed by any

19   governmental entity or to a suit for delinquent taxes.

20   (d)   The court costs fee shall be taxed, collected, and paid

21   as other court costs in a suit. The clerk of the court shall collect

22   the court costs fee set under this section and pay it to the county

23   officer who performs the county treasurer's functions.   That

24   officer shall deposit the fee in a separate appellate judicial

1 system fund. The commissioners court shall administer the fund to

2 establish and maintain a fund system to assist the Sixth Court of

3 Appeals District and any other court of appeals district that has an

4 appellate judicial system in the county. The fund may not be used

5 for any other purpose.

6 (e) The commissioners court shall monthly order the funds

7 collected under this section to be forwarded in equal amounts to

8 each clerk of a court of appeals that has an appellate judicial

9 system in the county for expenditures by the court of appeals for

10 its judicial system.

11 (f) The commissioners court shall vest management of the

12 system in the chief justice of the court of appeals.

13 SECTION 2. Subchapter D, Chapter 101, Government Code, is

14 amended by adding Section 101.06113 to read as follows:

15 Sec. 101.06113. ADDITIONAL DISTRICT COURT FEES: GOVERNMENT

16 CODE. The clerk of a district court in the Sixth Court of Appeals

17 District shall collect an appellate judicial system filing fee of

18 $5 under Section 22.2071, Government Code.

19 SECTION 3. Subchapter E, Chapter 101, Government Code, is

20 amended by adding Section 101.08112 to read as follows:

21 Sec. 101.08112. ADDITIONAL STATUTORY COUNTY COURT FEES:

22 GOVERNMENT CODE. The clerk of a statutory county court in the Sixth

23 Court of Appeals District shall collect an appellate judicial

24 system filing fee of $5 under Section 22.2071, Government Code.

25 SECTION 4. Subchapter F, Chapter 101, Government Code, is

26 amended by adding Section 101.10112 to read as follows:

27 Sec. 101.10112. ADDITIONAL STATUTORY PROBATE COURT FEES:

28 GOVERNMENT CODE. The clerk of a statutory probate court in the

1 Sixth Court of Appeals District shall collect an appellate judicial

2 system filing fee of $5 under Section 22.2071, Government Code.

3   SECTION 5. Subchapter G, Chapter 101, Government Code, is

4 amended by adding Section 101.12121 to read as follows:

5   Sec. 101.12121. ADDITIONAL COUNTY COURT FEES: GOVERNMENT

6 CODE. The clerk of a county court in a county in the Sixth Court of

7 Appeals District shall collect an appellate judicial system filing

8 fee of $5 under Section 22.2071, Government Code.

9   SECTION 6. This Act takes effect September 1, 2009.

_____   _____
    President of the Senate   Speaker of the House

    I hereby certify that S.B. No. 658 passed the Senate on
April 2, 2009, by the following vote: Yeas 31, Nays 0.

                     _____
                       Secretary of the Senate

    I hereby certify that S.B. No. 658 passed the House on
May 5, 2009, by the following vote: Yeas 144, Nays 0, one present
not voting.

                     _____
                       Chief Clerk of the House

Approved:

_____
         Date

_____
         Governor