

1-1 By: Seliger S.B. No. 1208
1-2 (In the Senate - Filed February 27, 2009; March 13, 2009,
1-3 read first time and referred to Committee on Jurisprudence;
1-4 April 6, 2009, reported favorably by the following vote: Yeas 5,
1-5 Nays 0; April 6, 2009, sent to printer.)

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

1-8 relating to the creation of an appellate judicial system for the
1-9 Seventh Court of Appeals District.

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

1-11 SECTION 1. Subchapter C, Chapter 22, Government Code, is
1-12 amended by adding Section 22.2081 to read as follows:

1-13 Sec. 22.2081. APPELLATE JUDICIAL SYSTEM. (a) The
1-14 commissioners court of each county in the Seventh Court of Appeals
1-15 District, by order entered in its minutes, shall establish an
1-16 appellate judicial system to:

1-17 (1) assist the court of appeals for the county in the
1-18 disposition of appeals filed with the court of appeals from the
1-19 county courts, statutory county courts, probate courts, and
1-20 district courts; and

1-21 (2) defray costs and expenses incurred by the county
1-22 under Section 22.208.

1-23 (b) To fund the system, the commissioners court shall set a
1-24 court costs fee of \$5 for each civil suit filed in a county court,
1-25 statutory county court, probate court, or district court in the
1-26 county.

1-27 (c) The court costs fee does not apply to a suit filed by the
1-28 county or to a suit for delinquent taxes.

1-29 (d) The court costs fee shall be taxed, collected, and paid
1-30 as other court costs in a suit. The clerk of the court shall collect
1-31 the court costs fee set under this section and pay it to the county
1-32 officer who performs the county treasurer's functions. That
1-33 officer shall deposit the fee in a separate appellate judicial
1-34 system fund for the court of appeals district. The fund may not be
1-35 used for any other purpose. The chief justice of the court of
1-36 appeals has sole discretion as to the use of the fund.

1-37 (e) The commissioners court shall monthly order the funds
1-38 collected under this section to be forwarded to the court of appeals
1-39 for expenditures by the court of appeals for its appellate judicial
1-40 system.

1-41 (f) The commissioners court shall vest management of the
1-42 system in the chief justice of the court of appeals.

1-43 SECTION 2. Subchapter D, Chapter 101, Government Code, is
1-44 amended by adding Section 101.06115 to read as follows:

1-45 Sec. 101.06115. ADDITIONAL DISTRICT COURT FEES: GOVERNMENT
1-46 CODE. The clerk of a district court in the Seventh Court of Appeals
1-47 District shall collect an appellate judicial system filing fee of
1-48 \$5 under Section 22.2081, Government Code.

1-49 SECTION 3. Subchapter E, Chapter 101, Government Code, is
1-50 amended by adding Section 101.08114 to read as follows:

1-51 Sec. 101.08114. ADDITIONAL STATUTORY COUNTY COURT FEES:
1-52 GOVERNMENT CODE. The clerk of a statutory county court in the
1-53 Seventh Court of Appeals District shall collect an appellate
1-54 judicial system filing fee of \$5 under Section 22.2081, Government
1-55 Code.

1-56 SECTION 4. Subchapter F, Chapter 101, Government Code, is
1-57 amended by adding Section 101.10114 to read as follows:

1-58 Sec. 101.10114. ADDITIONAL STATUTORY PROBATE COURT FEES:
1-59 GOVERNMENT CODE. The clerk of a statutory probate court in the
1-60 Seventh Court of Appeals District shall collect an appellate
1-61 judicial system filing fee of \$5 under Section 22.2081, Government
1-62 Code.

1-63 SECTION 5. Subchapter G, Chapter 101, Government Code, is
1-64 amended by adding Section 101.12123 to read as follows:

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2-1 Sec. 101.12123. ADDITIONAL COUNTY COURT FEES: GOVERNMENT
2-2 CODE. The clerk of a county court in a county in the Seventh Court
2-3 of Appeals District shall collect an appellate judicial system
2-4 filing fee of \$5 under Section 22.2081, Government Code.
2-5 SECTION 6. This Act takes effect September 1, 2009.

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