

House Bill 3637
Senate Amendments
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SECTION 1. Subchapter A, Chapter 102, Code of Criminal Procedure, is amended by adding Article 102.0169 to read as follows:

Art. 102.0169. COURT COSTS; COUNTY AND DISTRICT COURT TECHNOLOGY FUND. (a) A defendant convicted of a criminal offense in a county court, statutory county court, or district court shall pay a \$4 county and district court technology fee as a cost of court.

(b) In this article, a person is considered convicted if:

(1) a sentence is imposed on the person;

(2) the person receives community supervision, including deferred adjudication; or

(3) the court defers final disposition of the person's case.

(c) The clerks of the courts described by Subsection (a) shall collect the costs and pay them to the county treasurer or to any other official who discharges the duties commonly delegated to the county treasurer, as appropriate, for deposit in a fund to be known as the county and district court technology fund.

(d) A fund designated by this article may be used only to finance:

(1) the cost of continuing education and training for county court, statutory county court, or district court judges and clerks regarding technological enhancements for those courts; and

(2) the purchase and maintenance of technological enhancements for a county court, statutory county court, or district court, including:

(A) computer systems;

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No equivalent provision.

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- (B) computer networks;
 - (C) computer hardware;
 - (D) computer software;
 - (E) imaging systems;
 - (F) electronic kiosks; and
 - (G) docket management systems.
- (e) The county and district court technology fund shall be administered by or under the direction of the commissioners court of the county.

SECTION 2. Section 117.111, Local Government Code, is amended to read as follows:

Sec. 117.111. SUBCHAPTER APPLICABLE TO COUNTY WITH POPULATION OF 1.3 [~~2.4~~] MILLION OR MORE. This subchapter applies only to a county with a population of 1.3 [~~2.4~~] million or more.

No equivalent provision.

SECTION 3. The heading to Subchapter E, Chapter 117, Local Government Code, is amended to read as follows:

SUBCHAPTER E. SPECIAL PROVISIONS APPLYING TO FUNDS PAID INTO COURT REGISTRY IN COUNTY WITH POPULATION OF MORE THAN 1.3 [~~2.4~~] MILLION

No equivalent provision.

SECTION 4. Section 133.152(a), Local Government Code, is amended to read as follows:

(a) In addition to other fees collected under Section 133.151(a) or otherwise authorized or required by law, the clerk of a district court shall collect the following fees on the filing of any civil action or proceeding

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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:

- (1) \$5 in family law cases and proceedings as defined by Section 25.0002, Government Code; and
- (2) \$10 in any case other than a case described by Subdivision (1).

SECTION 5. Section 133.153(a), Local Government Code, is amended to read as follows:

(a) In addition to other fees authorized or required by law, the clerk of a court other than a district court, the courts of appeals, or the supreme court shall collect the following fees 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:

- (1) \$10 [~~\$5~~] for statutory and constitutional county courts; and
- (2) \$6 [~~\$2~~] for justice of the peace courts.

SECTION 6. Subchapter A, Chapter 25, Government Code, is amended by adding Section 25.0020 to read as follows:

Sec. 25.0020. APPOINTMENT OF COUNSEL IN CERTAIN APPEALS. (a) On a written application of any party to an eviction suit, the county court or county court at law in which an appeal of the suit is filed may appoint any qualified attorney who is willing to provide

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pro bono services in the matter or counsel from a list provided by a pro bono legal services program of counsel willing to be appointed to handle appeals under this section to attend to the cause of a party who:

(1) was in possession of the residence at the time the eviction suit was filed in the justice court; and

(2) has perfected the appeal on a pauper's affidavit approved in accordance with Rule 749a, Texas Rules of Civil Procedure.

(b) The appointed counsel shall represent the individual in the proceedings of the suit in the county court or county court at law. At the conclusion of those proceedings, the appointment terminates.

(c) The court may terminate representation appointed under this section for cause.

(d) Appointed counsel may not receive attorney's fees unless the recovery of attorney's fees is provided for by contract, statute, common law, court rules, or other regulations. The county is not responsible for payment of attorney's fees to appointed counsel.

(e) The court shall provide for a method of service of written notice on the parties to an eviction suit of the right to request an appointment of counsel on perfection of appeal on approval of a pauper's affidavit.

SECTION 7. Subchapter A, Chapter 26, Government Code, is amended by adding Section 26.010 to read as follows:

Sec. 26.010. APPOINTMENT OF COUNSEL IN CERTAIN APPEALS. (a) On a written application of

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any party to an eviction suit, the county court or county court at law in which an appeal of the suit is filed may appoint any qualified attorney who is willing to provide pro bono services in the matter or counsel from a list provided by a pro bono legal services program of counsel willing to be appointed to handle appeals under this section to attend to the cause of a party who:

(1) was in possession of the residence at the time the eviction suit was filed in the justice court; and

(2) has perfected the appeal on a pauper's affidavit approved in accordance with Rule 749a, Texas Rules of Civil Procedure.

(b) The appointed counsel shall represent the individual in the proceedings of the suit in the county court or county court at law. At the conclusion of those proceedings, the appointment terminates.

(c) The court may terminate representation appointed under this section for cause.

(d) Appointed counsel may not receive attorney's fees unless the recovery of attorney's fees is provided for by contract, statute, common law, court rules, or other regulations. The county is not responsible for payment of attorney's fees to appointed counsel.

(e) The court shall provide for a method of service of written notice on the parties to an eviction suit of the right to request an appointment of counsel on perfection of appeal on approval of a pauper's affidavit.

SECTION 8. Subchapter H, Chapter 51, Government Code, is amended by adding Section 51.708 to read as

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follows:

Sec. 51.708. ADDITIONAL FILING FEE FOR CIVIL CASES IN CERTAIN COURTS. (a) In addition to all other fees authorized or required by other law, the clerk of a county court, statutory county court, or district court shall collect a filing fee of not more than \$10 in each civil case filed in the court to be used for court record preservation for the courts in the county.

(b) Court fees due under this section shall be collected in the same manner as other fees, fines, or costs are collected in the case.

(c) The clerk at least monthly shall send the fees collected under this section to the county treasurer or to any other official who discharges the duties commonly assigned to the county treasurer. The treasurer or other official shall deposit the fees in a court record preservation account in the county treasury. The money in the account may be used only to digitize court records and preserve the records from natural disasters.

(d) The court record preservation account shall be administered by or under the direction of the commissioners court of the county.

SECTION 9. Subchapter D, Chapter 101, Government Code, is amended by adding Section 101.06117 to read as follows:

Sec. 101.06117. ADDITIONAL DISTRICT COURT FEES: GOVERNMENT CODE. The clerk of a district court shall collect an additional filing fee not to exceed \$10 under Section 51.708, Government Code, in certain

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civil cases to fund the preservation of court records.

SECTION 10. Subchapter E, Chapter 101, Government Code, is amended by adding Section 101.08115 to read as follows:

Sec. 101.08115. ADDITIONAL STATUTORY COUNTY COURT FEES: GOVERNMENT CODE. The clerk of a statutory county court shall collect an additional filing fee not to exceed \$10 under Section 51.708, Government Code, in certain civil cases to fund the preservation of court records.

SECTION 11. (a) Section 101.0814, Government Code, is amended to conform to the amendments made to Section 101.081, Government Code, by Chapter 399 (S.B. 819), Acts of the 80th Legislature, Regular Session, 2007, and to conform to the amendments made to Section 101.083, Government Code, by Chapter 1301 (S.B. 600), Acts of the 80th Legislature, Regular Session, 2007, and is further amended to read as follows:

Sec. 101.0814. STATUTORY COUNTY COURT FEES AND COSTS: LOCAL GOVERNMENT CODE. The clerk of a statutory county court shall collect fees and costs under the Local Government Code as follows:

- (1) additional filing fee to fund contingency fund for liability insurance, if authorized by the county commissioners court (Sec. 82.003, Local Government Code) . . . not to exceed \$5;
- (2) civil court actions (Sec. 118.052, Local Government Code):

No equivalent provision.

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(A) filing of original action (Secs. 118.052 and 118.053, Local Government Code):

(i) garnishment after judgment (Sec. 118.052, Local Government Code) . . . \$15; and

(ii) all others (Sec. 118.052, Local Government Code) . . . \$40;

(B) filing of action other than original (Secs. 118.052 and 118.054, Local Government Code) . . . \$30; and

(C) services rendered after judgment in original action (Secs. 118.052 and 118.0545, Local Government Code):

(i) abstract of judgment (Sec. 118.052, Local Government Code) . . . \$5; and

(ii) execution, order of sale, writ, or other process (Sec. 118.052, Local Government Code) . . . \$5;

(3) probate court actions (Sec. 118.052, Local Government Code):

(A) probate original action (Secs. 118.052 and 118.055, Local Government Code):

(i) probate of a will with independent executor, administration with will attached, administration of an estate, guardianship or receivership of an estate, or muniment of title (Sec. 118.052, Local Government Code) . . . \$40;

(ii) community survivors (Sec. 118.052, Local Government Code) . . . \$40;

(iii) small estates (Sec. 118.052, Local Government Code) . . . \$40;

(iv) declarations of heirship (Sec. 118.052, Local Government Code) . . . \$40;

(v) mental health or chemical dependency services (Sec.

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118.052, Local Government Code) . . . \$40; and
(vi) additional, special fee (Secs. 118.052 and 118.064, Local Government Code) . . . \$5;
(B) services in pending probate action (Secs. 118.052 and 118.056, Local Government Code):
(i) filing an inventory and appraisalment (~~Secs. [after the 120th day after the date of the initial filing of the action (Sec.)~~ 118.052 and 118.056(d), Local Government Code) . . . \$25;
(ii) approving and recording bond (Sec. 118.052, Local Government Code) . . . \$3;
(iii) administering oath (Sec. 118.052, Local Government Code) . . . \$2;
(iv) filing annual or final account of estate (Sec. 118.052, Local Government Code) . . . \$25;
(v) filing application for sale of real or personal property (Sec. 118.052, Local Government Code) . . . \$25;
(vi) filing annual or final report of guardian of a person (Sec. 118.052, Local Government Code) . . . \$10; and
(vii) filing a document not listed under this paragraph after the filing of an order approving the inventory and appraisalment or after the 120th day after the date of the initial filing of the action, whichever occurs first (Secs. 118.052 and 191.007, Local Government Code), if more than 25 pages . . . \$25;
(C) adverse probate action (Secs. 118.052 and 118.057, Local Government Code) . . . \$40; and
(D) claim against estate (Secs. 118.052 and 118.058, Local Government Code) . . . \$2;
(4) other fees (Sec. 118.052, Local Government Code):

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- (A) issuing document (Secs. 118.052 and 118.059, Local Government Code):
 - (i) original document and one copy (Sec. 118.052, Local Government Code) . . . \$4; and
 - (ii) each additional set of an original and one copy (Sec. 118.052, Local Government Code) . . . \$4;
- (B) certified papers (Secs. 118.052 and 118.060, Local Government Code):
 - (i) for the clerk's certificate (Sec. 118.052, Local Government Code) . . . \$5; and
 - (ii) a fee per page or part of a page (Sec. 118.052, Local Government Code) . . . \$1;
- (C) noncertified papers, for each page or part of a page (Secs. 118.052 and 118.0605, Local Government Code) . . . \$1;
- (D) letters testamentary, letter of guardianship, letter of administration, or abstract of judgment (Secs. 118.052 and 118.061, Local Government Code) . . . \$2;
- (E) safekeeping of wills (Secs. 118.052 and 118.062, Local Government Code) . . . \$5;
- (F) mail service of process (Secs. 118.052 and 118.063, Local Government Code) . . . same as sheriff; and
- (G) records management and preservation fee (Secs. 118.052, 118.0546, and 118.0645, Local Government Code) . . . \$5;
- (5) additional filing fee for filing 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

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(Sec. 133.153, Local Government Code) . . . ~~\$10~~ [~~\$5~~];
(6) on the filing of a civil suit, an additional filing fee to be used for court-related purposes for the support of the judiciary (Sec. 133.154, Local Government Code) . . . ~~\$42~~ [~~\$37~~];
(7) additional filing fee to fund the courthouse security fund, if authorized by the county commissioners court (Sec. 291.008, Local Government Code) . . . not to exceed \$5;
(8) additional filing fee for filing documents not subject to certain filing fees to fund the courthouse security fund, if authorized by the county commissioners court (Sec. 291.008, Local Government Code) . . . \$1;
(9) additional filing fee to fund the courthouse security fund in Webb County, if authorized by the county commissioners court (Sec. 291.009, Local Government Code) . . . not to exceed \$20; and
(10) court cost in civil cases other than suits for delinquent taxes to fund the county law library fund, if authorized by the county commissioners court (Sec. 323.023, Local Government Code) . . . not to exceed \$35.
(b) Section 101.083, Government Code, is repealed.

SECTION 12. Section 101.1013, Government Code, is amended to conform to the amendments made to Section 101.101, Government Code, by Chapter 399 (S.B. 819), Acts of the 80th Legislature, Regular Session, 2007, and is further amended to read as follows:
Sec. 101.1013. STATUTORY PROBATE COURT

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FEES AND COSTS: LOCAL GOVERNMENT CODE.

The clerk of a statutory probate court shall collect fees and costs under the Local Government Code as follows:

- (1) additional filing fee for filing 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 (Sec. 133.153, Local Government Code) . . . \$10 [~~\$5~~];
- (2) additional filing fee to fund contingency fund for liability insurance, if authorized by the county commissioners court (Sec. 82.003, Local Government Code) . . . not to exceed \$5;
- (3) probate court actions (Sec. 118.052, Local Government Code):
 - (A) probate original action (Secs. 118.052 and 118.055, Local Government Code):
 - (i) probate of a will with independent executor, administration with will attached, administration of an estate, guardianship or receivership of an estate, or muniment of title (Sec. 118.052, Local Government Code) . . . \$40;
 - (ii) community survivors (Sec. 118.052, Local Government Code) . . . \$40;
 - (iii) small estates (Sec. 118.052, Local Government Code) . . . \$40;
 - (iv) declarations of heirship (Sec. 118.052, Local Government Code) . . . \$40;
 - (v) mental health or chemical dependency services (Sec. 118.052, Local Government Code) . . . \$40; and

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- (vi) additional, special fee (Secs. 118.052 and 118.064, Local Government Code) . . . \$5;
- (B) services in pending probate action (Secs. 118.052 and 118.056, Local Government Code):
 - (i) filing an inventory and appraisalment (~~Secs. [after the 120th day after the date of the initial filing of the action (Sec.)~~ 118.052 and 118.056(d), Local Government Code) . . . \$25;
 - (ii) approving and recording bond (Sec. 118.052, Local Government Code) . . . \$3;
 - (iii) administering oath (Sec. 118.052, Local Government Code) . . . \$2;
 - (iv) filing annual or final account of estate (Sec. 118.052, Local Government Code). . . \$25;
 - (v) filing application for sale of real or personal property (Sec. 118.052, Local Government Code) . . . \$25;
 - (vi) filing annual or final report of guardian of a person (Sec. 118.052, Local Government Code) . . . \$10; and
 - (vii) filing a document not listed under this paragraph after the filing of an order approving the inventory and appraisalment or after the 120th day after the date of the initial filing of the action, whichever occurs first (Secs. 118.052 and 191.007, Local Government Code), if more than 25 pages . . . \$25;
- (C) adverse probate action (Secs. 118.052 and 118.057, Local Government Code) . . . \$40; and
- (D) claim against estate (Secs. 118.052 and 118.058, Local Government Code) . . . \$2;
- (4) other fees (Sec. 118.052, Local Government Code):
 - (A) issuing document (Secs. 118.052 and 118.059,

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Local Government Code):

- (i) original document and one copy (Sec. 118.052, Local Government Code) . . . \$4; and
 - (ii) each additional set of an original and one copy (Sec. 118.052, Local Government Code) . . . \$4;
 - (B) certified papers (Secs. 118.052 and 118.060, Local Government Code):
 - (i) for the clerk's certificate (Sec. 118.052, Local Government Code) . . . \$5; and
 - (ii) a fee per page or part of a page (Sec. 118.052, Local Government Code) . . . \$1;
 - (C) noncertified papers, for each page or part of a page (Secs. 118.052 and 118.0605, Local Government Code) . . . \$1;
 - (D) letters testamentary, letter of guardianship, letter of administration, or abstract of judgment (Secs. 118.052 and 118.061, Local Government Code) . . . \$2;
 - (E) safekeeping of wills (Secs. 118.052 and 118.062, Local Government Code) . . . \$5;
 - (F) mail service of process (Secs. 118.052 and 118.063, Local Government Code) . . . same as sheriff; and
 - (G) records management and preservation fee (Secs. 118.052 and 118.0645, Local Government Code) . . . \$5;
- and
- (5) court cost in civil cases other than suits for delinquent taxes to fund the county law library fund, if authorized by the county commissioners court (Sec. 323.023, Local Government Code) . . . not to exceed \$35.

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SECTION 13. Subchapter G, Chapter 101, Government Code, is amended by adding Section 101.12124 to read as follows:

Sec. 101.12124. ADDITIONAL COUNTY COURT FEES: GOVERNMENT CODE. The clerk of a county court shall collect an additional filing fee not to exceed \$10 under Section 51.708, Government Code, in certain civil cases to fund the preservation of court records.

SECTION 14. (a) Section 101.1214, Government Code, is amended to conform to the amendments made to Section 101.121, Government Code, by Chapter 399 (S.B. 819), Acts of the 80th Legislature, Regular Session, 2007, and to conform to the amendments made to Section 101.123, Government Code, by Chapter 1301 (S.B. 600), Acts of the 80th Legislature, Regular Session, 2007, and is further amended to read as follows:

Sec. 101.1214. COUNTY COURT FEES AND COSTS: LOCAL GOVERNMENT CODE. The clerk of a county court shall collect the following fees and costs under the Local Government Code:

(1) additional filing fee to fund contingency fund for liability insurance, if authorized by the county commissioners court (Sec. 82.003, Local Government Code) . . . not to exceed \$5;

(2) civil court actions (Sec. 118.052, Local Government Code):

(A) filing of original action (Secs. 118.052 and 118.053, Local Government Code):

(i) garnishment after judgment (Sec. 118.052, Local

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No equivalent provision.

SECTION 5. Same as House version.

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Government Code) . . . \$15; and
(ii) all others (Sec. 118.052, Local Government Code) . . . \$40;
(B) filing of action other than original (Secs. 118.052 and 118.054, Local Government Code) . . . \$30; and
(C) services rendered after judgment in original action (Secs. 118.052 and 118.0545, Local Government Code):
(i) abstract of judgment (Sec. 118.052, Local Government Code) . . . \$5; and
(ii) execution, order of sale, writ, or other process (Sec. 118.052, Local Government Code) . . . \$5;
(3) probate court actions (Sec. 118.052, Local Government Code):
(A) probate original action (Secs. 118.052 and 118.055, Local Government Code):
(i) probate of a will with independent executor, administration with will attached, administration of an estate, guardianship or receivership of an estate, or muniment of title (Sec. 118.052, Local Government Code) . . . \$40;
(ii) community survivors (Sec. 118.052, Local Government Code) . . . \$40;
(iii) small estates (Sec. 118.052, Local Government Code) . . . \$40;
(iv) declarations of heirship (Sec. 118.052, Local Government Code) . . . \$40;
(v) mental health or chemical dependency services (Sec. 118.052, Local Government Code) . . . \$40; and
(vi) additional, special fee (Secs. 118.052 and 118.064, Local Government Code) . . . \$5;

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(B) services in pending probate action (Secs. 118.052 and 118.056, Local Government Code):

(i) filing an inventory and appraisalment (~~Secs. [after the 120th day after the date of the initial filing of the action (See-] 118.052 and 118.056(d),~~ Local Government Code) . . . \$25;

(ii) approving and recording bond (Sec. 118.052, Local Government Code) . . . \$3;

(iii) administering oath (Sec. 118.052, Local Government Code) . . . \$2;

(iv) filing annual or final account of estate (Sec. 118.052, Local Government Code) . . . \$25;

(v) filing application for sale of real or personal property (Sec. 118.052, Local Government Code) . . . \$25;

(vi) filing annual or final report of guardian of a person (Sec. 118.052, Local Government Code) . . . \$10; and

(vii) filing a document not listed under this paragraph after the filing of an order approving the inventory and appraisalment or after the 120th day after the date of the initial filing of the action, whichever occurs first (Secs. 118.052 and 191.007, Local Government Code), if more than 25 pages . . . \$25;

(C) adverse probate action (Secs. 118.052 and 118.057, Local Government Code) . . . \$40; and

(D) claim against estate (Secs. 118.052 and 118.058, Local Government Code) . . . \$2;

(4) other fees (Sec. 118.052, Local Government Code):

(A) issuing document (Secs. 118.052 and 118.059, Local Government Code):

(i) original document and one copy (Sec. 118.052, Local

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Government Code) . . . \$4; and
(ii) each additional set of an original and one copy (Sec. 118.052, Local Government Code) . . . \$4;
(B) certified papers (Secs. 118.052 and 118.060, Local Government Code):
(i) for the clerk's certificate (Sec. 118.052, Local Government Code) . . . \$5; and
(ii) a fee per page or part of a page (Sec. 118.052, Local Government Code) . . . \$1;
(C) noncertified papers, for each page or part of a page (Secs. 118.052 and 118.0605, Local Government Code) . . . \$1;
(D) letters testamentary, letter of guardianship, letter of administration, or abstract of judgment (Secs. 118.052 and 118.061, Local Government Code) . . . \$2;
(E) safekeeping of wills (Secs. 118.052 and 118.062, Local Government Code) . . . \$5;
(F) mail service of process (Secs. 118.052 and 118.063, Local Government Code) . . . same as sheriff; and
(G) records management and preservation fee (Secs. 118.052, 118.0546, and 118.0645, Local Government Code) . . . \$5;
(5) deposit on filing petition requesting permission to create a municipal civic center authority (Sec. 281.013, Local Government Code) . . . \$200;
(6) additional filing fee to fund the courthouse security fund, if authorized by the county commissioners court (Sec. 291.008, Local Government Code) . . . not to exceed \$5;
(7) additional filing fee for filing documents not subject

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to certain filing fees to fund the courthouse security fund, if authorized by the county commissioners court (Sec. 291.008, Local Government Code) . . . \$1;

(8) additional filing fee to fund the courthouse security fund in Webb County, if authorized by the county commissioners court (Sec. 291.009, Local Government Code) . . . not to exceed \$20;

(9) court cost in civil cases other than suits for delinquent taxes to fund the county law library fund, if authorized by the county commissioners court (Sec. 323.023, Local Government Code) . . . not to exceed \$35;

(10) additional filing fee for filing 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 (Sec. 133.153, Local Government Code) . . . \$10 [~~\$5~~]; and

(11) on the filing of a civil suit an additional filing fee to be used for court-related purposes for the support of the judiciary (Sec. 133.154, Local Government Code) . . . \$42 [~~\$37~~].

(b) Section 101.123, Government Code, is repealed.

SECTION 15. Section 101.141(b), Government Code, as amended by Chapter 921 (H.B. 3167), Acts of the 80th Legislature, Regular Session, 2007, is amended to conform to the amendments made to Section 101.141(a), Government Code, by Chapter 1046 (H.B. 2094), Acts of

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SECTION 6. Same as House version.

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the 80th Legislature, Regular Session, 2007, and is further amended to read as follows:

(b) A clerk of a justice court shall collect fees and costs under other laws as follows:

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

(2) additional filing fees:

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

(B) for filing 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 (Sec. 133.153, Local Government Code) . . . \$6 [~~\$2~~];

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

(4) fee for hearing on probable cause for removal of a vehicle and placement in a storage facility if assessed by the court (Sec. 2308.457, Occupations [~~685.008, Transportation~~] Code) . . . \$20.

SECTION 16. (a) Section 102.041, Government Code, as amended by Chapter 921 (H.B. 3167), Acts of the 80th Legislature, Regular Session, 2007, is amended to conform to the amendments made by Chapter 1053 (H.B.

No equivalent provision.

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2151), Acts of the 80th Legislature, Regular Session, 2007, to Section 102.041, Government Code, and is further amended to read as follows:

Sec. 102.041. ADDITIONAL COURT COSTS ON CONVICTION IN DISTRICT COURT: CODE OF CRIMINAL PROCEDURE. The clerk of a district court shall collect fees and costs under the Code of Criminal Procedure on conviction of a defendant as follows:

(1) a jury fee (Art. 102.004, Code of Criminal Procedure) . . . \$20;

(2) a fee for clerk of the court services (Art. 102.005, Code of Criminal Procedure) . . . \$40;

(3) a records management and preservation services fee (Art. 102.005, Code of Criminal Procedure) . . . \$25;

(4) a county and district court technology fee (Art. 102.0169, Code of Criminal Procedure) . . . \$4;

~~(5)~~ a security fee on a felony offense (Art. 102.017, Code of Criminal Procedure) . . . \$5;

~~(6)~~ [~~5~~] a security fee on a misdemeanor offense (Art. 102.017, Code of Criminal Procedure) . . . \$3; and

~~(7)~~ [~~6~~] a juvenile delinquency prevention and graffiti eradication fee (Art. 102.0171, Code of Criminal Procedure) . . . \$50 [~~\$5~~].

(b) Section 102.041, Government Code, as amended by Chapter 1053 (H.B. 2151), Acts of the 80th Legislature, Regular Session, 2007, is repealed. Section 102.041, Government Code, as amended by Chapter 921 (H.B. 3167), Acts of the 80th Legislature, Regular Session, 2007, to reorganize and renumber that section, continues in effect as further amended by this section.

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SECTION 17. (a) Section 102.061, Government Code, as reenacted and amended by Chapter 921 (H.B. 3167), Acts of the 80th Legislature, Regular Session, 2007, is amended to conform to the amendments made to Section 102.061, Government Code, by Chapter 1053 (H.B. 2151), Acts of the 80th Legislature, Regular Session, 2007, and is further amended to read as follows:

Sec. 102.061. ADDITIONAL COURT COSTS ON CONVICTION IN STATUTORY COUNTY COURT: CODE OF CRIMINAL PROCEDURE. The clerk of a statutory county court shall collect fees and costs under the Code of Criminal Procedure on conviction of a defendant as follows:

- (1) a jury fee (Art. 102.004, Code of Criminal Procedure) . . . \$20;
- (2) a fee for services of the clerk of the court (Art. 102.005, Code of Criminal Procedure) . . . \$40;
- (3) a records management and preservation services fee (Art. 102.005, Code of Criminal Procedure) . . . \$25;
- (4) a county and district court technology fee (Art. 102.0169, Code of Criminal Procedure) . . . \$4;
- (5) a security fee on a misdemeanor offense (Art. 102.017, Code of Criminal Procedure) . . . \$3;
- (6) [~~5~~] a juvenile delinquency prevention and graffiti eradication fee (Art. 102.0171, Code of Criminal Procedure) . . . \$50 [~~\$5~~]; and
- (7) [~~6~~] a juvenile case manager fee (Art. 102.0174, Code of Criminal Procedure) . . . not to exceed \$5.

(b) Section 102.061, Government Code, as amended by Chapter 1053, Acts of the 80th Legislature, Regular

SENATE VERSION

No equivalent provision.

CONFERENCE

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Session, 2007, is repealed. Section 102.061, Government Code, as reenacted and amended by Chapter 921, Acts of the 80th Legislature, Regular Session, 2007, to reorganize and renumber that section, continues in effect as further amended by this section.

SECTION 18. (a) Section 102.081, Government Code, as amended by Chapter 921 (H.B. 3167), Acts of the 80th Legislature, Regular Session, 2007, is amended to conform to the amendments made to Section 102.081, Government Code, by Chapter 1053 (H.B. 2151), Acts of the 80th Legislature, Regular Session, 2007, and is further amended to read as follows:

Sec. 102.081. ADDITIONAL COURT COSTS ON CONVICTION IN COUNTY COURT: CODE OF CRIMINAL PROCEDURE. The clerk of a county court shall collect fees and costs under the Code of Criminal Procedure on conviction of a defendant as follows:

- (1) a jury fee (Art. 102.004, Code of Criminal Procedure) . . . \$20;
- (2) a fee for clerk of the court services (Art. 102.005, Code of Criminal Procedure) . . . \$40;
- (3) a records management and preservation services fee (Art. 102.005, Code of Criminal Procedure) . . . \$25;
- (4) a county and district court technology fee (Art. 102.0169, Code of Criminal Procedure) . . . \$4;
- (5) a security fee on a misdemeanor offense (Art. 102.017, Code of Criminal Procedure) . . . \$3;
- (6) [~~5~~] a juvenile delinquency prevention and graffiti eradication fee (Art. 102.0171, Code of Criminal

SENATE VERSION

No equivalent provision.

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Procedure) . . . \$50 [~~\$5~~]; and
(7) [~~6~~] a juvenile case manager fee (Art. 102.0174,
Code of Criminal Procedure) . . . not to exceed \$5.
(b) Section 102.081, Government Code, as amended by
Chapter 1053 (H.B. 2151), Acts of the 80th Legislature,
Regular Session, 2007, is repealed. Section 102.081,
Government Code, as amended by Chapter 921 (H.B.
3167), Acts of the 80th Legislature, Regular Session,
2007, to reorganize and renumber that section, continues
in effect as further amended by this section.

SECTION 19. The change in law made by this Act in
adding Sections 25.0020 and 26.010, Government Code,
applies only to an eviction suit filed on or after the
effective date of this Act. A suit filed before the
effective date of this Act is governed by the law in effect
immediately before that date, and that law is continued in
effect for that purpose.

No equivalent provision.

SECTION 20. The change in law made by this Act
applies only to a cost on conviction for an offense
committed on or after the effective date of this Act. A
cost on conviction for an offense committed before the
effective date of this Act is covered by the law in effect
when the offense was committed, and the former law is
continued in effect for that purpose. For purposes of this
section, an offense was committed before the effective
date of this Act if any element of the offense occurred
before that date.

No equivalent provision.

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SECTION 21. The changes in law made by this Act apply only to a fee that becomes payable on or after the effective date of this Act. A fee that becomes payable before the effective date of this Act is governed by the law in effect when the fee became payable, and the former law is continued in effect for that purpose.

SECTION 22. This Act takes effect September 1, 2009.

SENATE VERSION

SECTION 7. Same as House version.

SECTION 8. Same as House version.

CONFERENCE