

1-1 By: Rodriguez S.B. No. 605  
1-2 (In the Senate - Filed February 11, 2011; February 17, 2011,  
1-3 read first time and referred to Committee on Jurisprudence;  
1-4 March 14, 2011, reported favorably by the following vote: Yeas 5,  
1-5 Nays 0; March 14, 2011, 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 Eighth 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 22.2091 to read as follows:

1-13 Sec. 22.2091. APPELLATE JUDICIAL SYSTEM. (a) The  
1-14 commissioners court of each county in the Eighth Court of Appeals  
1-15 District, by order entered in its minutes, shall establish an  
1-16 appellate judicial system to assist the court of appeals for the  
1-17 county in the processing of appeals filed with the court of appeals  
1-18 from the county courts, statutory county courts, statutory probate  
1-19 courts, and district courts.

1-20 (b) To fund the system, the commissioners court shall set a  
1-21 court costs fee of \$5 for each civil suit filed in a county court,  
1-22 statutory county court, statutory probate court, or district court  
1-23 in the county.

1-24 (c) The court costs fee does not apply to a suit filed by any  
1-25 governmental entity or to a suit for delinquent taxes.

1-26 (d) The court costs fee shall be taxed, collected, and paid  
1-27 as other court costs in a suit. The clerk of the court shall collect  
1-28 the court costs fee set under this section and pay it to the county  
1-29 officer who performs the county treasurer's functions. That  
1-30 officer shall deposit the fee in a separate appellate judicial  
1-31 system fund for the court of appeals district. The fund may not be  
1-32 used for any other purpose. The chief justice of the court of  
1-33 appeals has sole discretion as to the use of the fund.

1-34 (e) The commissioners court shall monthly order the funds  
1-35 collected under this section to be forwarded to the court of appeals  
1-36 for expenditure by the court of appeals for its appellate judicial  
1-37 system.

1-38 (f) The commissioners court shall vest management of the  
1-39 system in the chief justice of the court of appeals.

1-40 SECTION 2. Subchapter D, Chapter 101, Government Code, is  
1-41 amended by adding Section 101.06119 to read as follows:

1-42 Sec. 101.06119. ADDITIONAL DISTRICT COURT FEES: GOVERNMENT  
1-43 CODE. The clerk of a district court in the Eighth Court of Appeals  
1-44 District shall collect an appellate judicial system filing fee of  
1-45 \$5 under Section 22.2091, Government Code.

1-46 SECTION 3. Subchapter E, Chapter 101, Government Code, is  
1-47 amended by adding Section 101.08116 to read as follows:

1-48 Sec. 101.08116. ADDITIONAL STATUTORY COUNTY COURT FEES:  
1-49 GOVERNMENT CODE. The clerk of a statutory county court in the  
1-50 Eighth Court of Appeals District shall collect an appellate  
1-51 judicial system filing fee of \$5 under Section 22.2091, Government  
1-52 Code.

1-53 SECTION 4. Subchapter F, Chapter 101, Government Code, is  
1-54 amended by adding Section 101.10115 to read as follows:

1-55 Sec. 101.10115. ADDITIONAL STATUTORY PROBATE COURT FEES:  
1-56 GOVERNMENT CODE. The clerk of a statutory probate court in the  
1-57 Eighth Court of Appeals District shall collect an appellate  
1-58 judicial system filing fee of \$5 under Section 22.2091, Government  
1-59 Code.

1-60 SECTION 5. Subchapter G, Chapter 101, Government Code, is  
1-61 amended by adding Section 101.12125 to read as follows:

1-62 Sec. 101.12125. ADDITIONAL COUNTY COURT FEES: GOVERNMENT  
1-63 CODE. The clerk of a county court in a county in the Eighth Court of  
1-64 Appeals District shall collect an appellate judicial system filing

2-1 fee of \$5 under Section 22.2091, Government Code.

2-2 SECTION 6. This Act takes effect September 1, 2011.

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