

AN ACT

relating to filing fees imposed in civil cases in Hidalgo County and Cameron County.

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

SECTION 1. Section 51.711, Government Code, is amended by amending Subsections (b), (f), (g), (h), and (i) and adding Subsection (e-1) to read as follows:

(b) Except as otherwise provided by this section and in addition to all other fees authorized or required by other law, the clerk of a court shall collect a filing fee of not more than \$20 in each civil case filed in the court to be used:

(1) for the construction, renovation, or improvement of the facilities that house the Hidalgo County or Cameron County civil courts; and

(2) to pay the principal of, interest on, and costs of issuance of bonds, including refunding bonds, issued for the construction, renovation, or improvement of the facilities that house the Hidalgo County or Cameron County civil courts.

(e-1) If Hidalgo County or Cameron County has adopted a resolution authorizing a fee as provided by Subsection (e) that is abolished on or before October 1, 2030, the county may:

(1) adopt a resolution authorizing the fee adopted under Subsection (e) to continue until October 1, 2045;

(2) adopt a resolution providing that the county must

1 continue to spend one dollar for the construction, renovation, or  
2 improvement of the court facilities for each dollar spent from the  
3 special account dedicated to that purpose; and

4 (3) file the resolution adopted under this subsection  
5 with the county treasurer or with any other official who discharges  
6 the duties commonly assigned to the county treasurer not later than  
7 September 1 immediately preceding the first 12-month period during  
8 which the county has authorized the fee to continue to be collected  
9 through October 1, 2045.

10 (f) A resolution adopted under Subsection (e) continues  
11 from year to year until October 1, 2030, if adopted under Subsection  
12 (e) before September 1, 2017, or October 1, 2045, if adopted under  
13 Subsection (e) on or after September 1, 2017, allowing the county to  
14 collect fees under the terms of this section until the resolution is  
15 rescinded. A resolution adopted under Subsection (e-1) continues  
16 from year to year until October 1, 2045, allowing the county to  
17 collect fees under the terms of this section until the resolution is  
18 rescinded.

19 (g) The commissioners court of the county collecting the fee  
20 may rescind a resolution adopted under Subsection (e) or (e-1) by  
21 adopting a resolution rescinding the resolution and submitting the  
22 rescission resolution to the county treasurer or to any other  
23 official who discharges the duties commonly assigned to the county  
24 treasurer not later than September 1 preceding the beginning of the  
25 first day of the county fiscal year. The commissioners court may  
26 adopt an additional resolution in the manner provided by Subsection  
27 (e) after rescinding a previous resolution [~~under that subsection~~].

1 (h) A fee established under a particular resolution is  
2 abolished on the earlier of:

3 (1) the date a resolution adopted under Subsection (e)  
4 or (e-1) is rescinded as provided by Subsection (g); [~~or~~]

5 (2) October 1, 2030, if adopted under Subsection (e)  
6 before September 1, 2017;

7 (3) October 1, 2045, if adopted under Subsection (e)  
8 on or after September 1, 2017; or

9 (4) October 1, 2045, if adopted under Subsection  
10 (e-1).

11 (i) Hidalgo County or Cameron County may make the required  
12 expenditure described by Subsection (e)(2) or (e-1)(2) at any time,  
13 regardless of when the expenditure from the special account occurs.

14 SECTION 2. Subchapter D, Chapter 101, Government Code, is  
15 amended by adding Section 101.061194 to read as follows:

16 Sec. 101.061194. ADDITIONAL DISTRICT COURT FEES FOR COURT  
17 FACILITIES: GOVERNMENT CODE. The clerk of a district court in  
18 Hidalgo County and the clerk of a district court in Cameron County  
19 shall collect an additional filing fee of not more than \$20 under  
20 Section 51.711, Government Code, in civil cases to fund the payment  
21 of the principal of, interest on, and costs of issuance of bonds,  
22 including refunding bonds, issued for the construction,  
23 renovation, or improvement of court facilities, if authorized by  
24 the county commissioners court.

25 SECTION 3. Subchapter E, Chapter 101, Government Code, is  
26 amended by adding Section 101.081193 to read as follows:

27 Sec. 101.081193. ADDITIONAL STATUTORY COUNTY COURT FEES FOR

1 COURT FACILITIES: GOVERNMENT CODE. The clerk of a statutory county  
2 court in Hidalgo County and the clerk of a statutory county court in  
3 Cameron County shall collect an additional filing fee of not more  
4 than \$20 under Section 51.711, Government Code, in civil cases to  
5 fund the payment of the principal of, interest on, and costs of  
6 issuance of bonds, including refunding bonds, issued for the  
7 construction, renovation, or improvement of court facilities, if  
8 authorized by the county commissioners court.

9 SECTION 4. Subchapter F, Chapter 101, Government Code, is  
10 amended by adding Section 101.101192 to read as follows:

11 Sec. 101.101192. ADDITIONAL STATUTORY PROBATE COURT FEES  
12 FOR COURT FACILITIES: GOVERNMENT CODE. The clerk of a statutory  
13 probate court in Hidalgo County shall collect an additional filing  
14 fee of not more than \$20 under Section 51.711, Government Code, in  
15 civil cases to fund the payment of the principal of, interest on,  
16 and costs of issuance of bonds, including refunding bonds, issued  
17 for the construction, renovation, or improvement of court  
18 facilities, if authorized by the county commissioners court.

19 SECTION 5. This Act takes effect September 1, 2017.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 1234 was passed by the House on May 4, 2017, by the following vote: Yeas 143, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1234 on May 26, 2017, by the following vote: Yeas 139, Nays 5, 2 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 1234 was passed by the Senate, with amendments, on May 24, 2017, by the following vote: Yeas 28, Nays 3.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor