

# **County-Level Court Civil Filing Fees**

**Prepared by the Office of Court Administration (OCA)**

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**I. Statewide Required Filing Fees (Set Amounts)**

**(1) CLERK’S FEE (ORIGINAL CIVIL SUIT)**

Source: Local Government Code §§ 118.052(1)(A)(ii); 118.053

Amount: \$40.00

Statewide: Yes

Applicability: All new civil suits except: (1) probate court actions; (2) garnishments after judgment (*see* Local Government Code § 118.052(1)(A)(i); and (3) minors’ applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n))

“New civil suits” includes appeals from a justice of the peace or a corporation court and a transfer of an action from another jurisdiction

Local Option: No – Fee is mandatory

Destination: County General Fund

**(2) CLERK’S FEE (ORIGINAL PROBATE SUIT)**

Source: Local Government Code §§ 118.052(2)(A)(i, ii, iii, iv, v); 118.055

Amount: \$40.00

Statewide: Yes

Applicability: All new probate court actions including probates, administrations, guardianships, community survivors, small estates, declarations of heirship, mental health cases, and chemical dependency cases

Local Option: No – Fee is mandatory

Destination: County General Fund

**(3) CLERK’S FEE (ORIGINAL GARNISHMENT SUIT AFTER JUDGMENT)**

Source: Local Government Code §§ 118.052(1)(A)(i); 118.053

Amount: \$15.00

Statewide: Yes

Applicability: All new garnishments after judgment

Local Option: No – Fee is mandatory

Destination: County General Fund

**(4) CLERK’S FEE (ACTION WITHIN EXISTING CIVIL SUITS)**

Source: Local Government Code §§ 118.052(1)(B); 118.054

Amount: \$30.00

Statewide: Yes

Applicability Interpleaders, cross-actions (cross-claims), and other actions other than original actions in all civil suits except: (1) probate court actions; and (2) minors’ applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n))

Local Option: No – Fee is mandatory

Destination: County General Fund

**(5) INVENTORY AND APPRAISEMENT LATE FEE**

Source: Local Government Code §§ 118.052(2)(B)(i); 118.056(d)

Amount: \$25.00

Statewide: Yes

Applicability: All inventories and appraisements filed after the 90<sup>th</sup> day after the date the personal representative has qualified to serve or, if the court grants an extension under Section 250, Probate Code, after the date of the extended deadline specified by the court.

Local Option: No – Fee is mandatory

Destination: County General Fund

**(6) ANNUAL OR FINAL ACCOUNT FEE**

Source: Local Government Code § 118.052(2)(B)(iv)

Amount: \$25.00

Statewide: Yes

Applicability: All annual accounts and final accounts

Local Option: No – Fee is mandatory

Destination: County General Fund

**(7) APPLICATON-FOR-SALE-OF-PROPERTY FEE**

Source: Local Government Code § 118.052(2)(B)(v)

Amount: \$25.00

Statewide: Yes

Applicability: All applications for sale of real or personal property

Local Option: No – Fee is mandatory

Destination: County General Fund

**(8) ANNUAL OR FINAL REPORT-OF-GUARDIAN-OF-PERSON FEE**

Source: Local Government Code § 118.052(2)(B)(vi)

Amount: \$10.00

Statewide: Yes

Applicability: All annual reports and final reports of guardians of persons

Local Option: No – Fee is mandatory

Destination: County General Fund

**(9) LENGTHY DOCUMENT FEE**

Source: Local Government Code § 118.052(2)(B)(vii)

Amount: \$25.00

Statewide: Yes

Applicability: Any document (other than an inventory and appraisal, an annual or final account, an application for the sale of property, or an annual or final report of a guardian of a person) more than 25 pages in length filed in a probate case after the earlier of: (1) the filing of an order approving an inventory and appraisal; or (2) the 120<sup>th</sup> day after the date of the initial filing of the case

Local Option: No – Fee is mandatory

Destination: County General Fund

**(10) ADVERSE PROBATE ACTION FEE**

Source: Local Government Code §§ 118.052(2)(C); 118.057

Amount: \$40.00

Statewide: Yes

Applicability: All adverse probate actions

Local Option: No – Fee is mandatory

Destination: County General Fund

**(11) CLAIM-AGAINST-ESTATE FEE**

Source: Local Government Code §§ 118.052(2)(D); 118.058

Amount: \$10.00

Statewide: Yes

Applicability: All claims against estates

Local Option: No – Fee is mandatory

Destination: County General Fund

**(12) SUPPLEMENTAL COURT-INITIATED GUARDIANSHIP FEE**

Source: Local Government Code §§ 118.052(2)(E); 118.067

Amount: \$20.00

Statewide: Yes

Applicability: All new probate court actions and all adverse probate actions

Local Option: No – Fee is mandatory

Destination: Court-initiated Guardianship Fund in the County Treasury to be used only to supplement (as opposed to supplant) other county funds used to (1) pay the compensation of a guardian ad litem appointed by a court under Section 683 , Probate Code; (2) pay the compensation of an attorney ad litem appointed by a court to represent a proposed ward under Section 683, Probate Code; and (3) fund local guardianship programs that provide guardians for indigent incapacitated persons who do not have family members willing and able to serve as guardians.

**(13) RECORDS MANAGEMENT AND PRESERVATION FEE**

Source: Local Government Code §§ 118.052(3)(G); 118.0546; 118.0645

Amount: \$5.00

Statewide: Yes

Applicability: All new civil suits except minors’ applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n)), all new probate court actions, all garnishments after judgment, and all adverse probate actions. Also, all “ancillary proceedings” to civil cases.

Local Option: No – Fee is mandatory

Destination: County Records Management and Preservation Fund

**(14) JUDICIAL SUPPORT FEE IN COUNTY-LEVEL COURT OTHER THAN STATUTORY PROBATE COURT**

Source: Local Government Code § 133.154

Amount: \$42.00

Statewide: Yes

Applicability: On the filing of any civil suit (including probate court actions and garnishments after judgment) except minors' applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n)). The fee should not be assessed on adverse probate actions. While this fee is assessed in the foregoing suits filed in constitutional county courts and statutory county courts (i.e., county courts at law), the fee is not to be assessed in statutory probate courts (*see* Tex. Att'y Gen. Op. No. GA-0568 (2007)).

Local Option: No – Fee is mandatory

Destination: (a) State Judicial Fund; (b) County may retain any interest earned on fee

**(15) JUDICIAL SUPPORT FEE IN STATUTORY PROBATE COURT**

Source: Government Code § 51.704

Amount: \$40.00

Statewide: Yes

Applicability: In each probate, guardianship, mental health, or civil case filed in a statutory probate court, except minors' applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n)). The fee should not be assessed on adverse probate actions.

Local Option: No – Fee is mandatory

Destination: (a) State Judicial Fund; (b) County may retain any interest earned on fee

**(16) ADDITIONAL JUDICIAL SUPPORT FEE IN STATUTORY COUNTY COURT OTHER THAN STATUTORY PROBATE COURT**

Source: Government Code § 51.702



Amount: \$40.00

Statewide: Yes

Applicability: In each civil case filed (including probate court actions and garnishments after judgment) in a statutory county court, except minors' applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n)) that are filed. The fee should not be assessed on adverse probate actions. The fee is not to be assessed in statutory probate courts.

Local Option: No – Fee is mandatory

Destination: (a) State Judicial Fund;  
(b) County may retain any interest earned on fee

#### **(17) BASIC CIVIL LEGAL SERVICES FOR INDIGENTS FEE**

Source: Local Government Code § 133.153

Amount: \$10.00

Statewide: Yes

Applicability: All new civil suits (including probate court actions and garnishments after judgment) except minors' applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n)). Also, all adverse probate actions, all civil appeals from justice court and small claims court, and all counterclaims, cross-actions, interventions, interpleaders, and third-party actions.

Local Option: No – Fee is mandatory

Destination: (a) 95% to State Judicial Fund – Basic Civil Legal Services Account  
(b) 5% to County General Fund as a “service fee” for collecting the fee  
(c) County may retain any interest earned on fee

#### **(18) CENTRAL ADOPTION REGISTRY FEE**

Source: Family Code § 108.006.

Amount: \$15.00

Statewide: Yes

Applicability: All new suits requesting adoption of a child

Local Option: No – Fee is mandatory

Destination: Texas Department of State Health Services (Texas Vital Statistics) – special fund to operate central adoption file and central adoption registry

**(19) PETITION FOR NONDISCLOSURE FEE**

Source: Government Code § 411.0745

Amount: \$28.00

Statewide: Yes

Applicability: New petitions for an order of nondisclosure, except for nondisclosures under § 411.072, Government Code. *See No. (58) below for nondisclosures under § 411.072.*

Local Option: No – Fee is mandatory

Destination: State Comptroller – State General Revenue Fund

**(20) SAPCR TRANSFER FEE**

Source: Family Code § 110.005

Amount: \$45.00

Statewide: Yes

Applicability: All SAPCR's (suits affecting the parent-child relationship) transferred from other counties

Local Option: No – Fee is mandatory

Destination: County General Fund

**(21) STATEWIDE E-FILING FEE**

Source: Government Code § 51.851(b)

Amount: \$30.00

Statewide: Yes

Applicability: (a) All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees

(b) All civil actions other than:

(1) the following actions in family-law cases (*see* Family Code § 110.002):

- contempt action (motion for contempt)
- motion for enforcement
- motion for modification (motion to modify)(suit for modification)
- motion to revoke a stay of license suspension
- motion to transfer
- notice of application for judicial writ of withholding
- petition for license suspension

(2) administrative writs of income withholding (*see* Family Code §§ 231.202, 231.204)

(c) SPECIAL NOTE: The Court may waive this fee for an individual the court determines is indigent. *See* Government Code, § 51.851(e).

Local Option: No – Fee is mandatory

Destination: Statewide Electronic Filing System Fund

**(22) COPY-OF-WRIT-OF-INCOME-WITHHOLDING-TO-SUBSEQUENT-EMPLOYER FEE**

Source: Family Code § 8.267

Amount: \$15.00

Statewide: Yes

Applicability: Upon the filing of a writ of withholding after a party has delivered a copy of the writ to a subsequent employer

Local Option: No – Fee is mandatory

Destination: County General Fund

**(23) COPY-OF-JUDICIAL-WRIT-OF-INCOME-WITHHOLDING-TO-SUBSEQUENT-EMPLOYER FEE**

Source: Family Code § 158.319

Amount: \$15.00

Statewide: Yes

Applicability: Upon the filing of a judicial writ of withholding after a party has delivered a copy of the writ to a subsequent employer

Local Option: No – Fee is mandatory

Destination: County General Fund

**(24) JUDICIAL AND COURT PERSONNEL TRAINING FEE**

Source: Government Code § 51.971 (*effective September 1, 2017*)

Amount: \$5.00

Statewide: Yes

Applicability: (a) 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.

(b) The fee does not apply to the following:

- fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005)
- actions or proceedings with no filing fees
  - motion for/findings on judicial review of lien/claim documentation (Gov't Code §§ 51.902, 51.903)
  - expunctions suits filed within 30 days of acquittal (CCP Art. 102.006(b) *the fee shall be waived*)
  - minor's application for order authorizing abortion w/o parental notice (Family Code § 33.003(n))
- certain guardianship filings
  - inventory and appraisalment – delayed
  - annual or final account
  - annual or final report of the guardianship of a person
  - lengthy delayed probate document
- certain actions in family-law cases (*see* Family Code § 110.002)

- contempt action (motion for contempt)
- motion for enforcement
- motion for modification (motion to modify) (suit for modification)
- motion to revoke a stay of license suspension
- motion to transfer
- notice of application for judicial writ of income withholding
- petition for license suspension
- application for the sale of property
- claims against the estate

Local Option: No – Fee is mandatory

Destination: (a) 100% to the state for the Judicial and Court Personnel Training Fund  
(b) A county may not retain a service fee on the collection of the fee  
(c) A court may waive the fee if it determines that a person is indigent.

## II. Statewide Required Filing Fees (Varying Amounts)

### (25) ADDITIONAL SPECIAL FEE (ORIGINAL PROBATE SUIT)

Source: Local Government Code §§ 118.052(2)(A)(vi); 118.064

Amount: \$5.00 (Note: If the fee produces more revenue than required for the purposes shown in the “Destination” section below, the commissioners court by order shall reduce the fee to an amount that will not produce more revenue than required.)

Statewide: Yes

Applicability: All new probate court actions including probates, administrations, guardianships, community survivors, small estates, declarations of heirship, mental health cases, and chemical dependency cases

Local Option: No – Fee is mandatory

Destination: County General Fund to be used for (1) the continuing education of the judge and staff of the probate court; or (2) the county’s contribution to fund the compensation of the presiding judge of the statutory probate courts in Texas

### (26) COURT RECORD PRESERVATION FEE

Source: Government Code § 51.708

Amount: \$0.01 to \$10.00

Statewide: Yes

Applicability: All new civil suits (including probate court actions and garnishments after judgment) filed in a county court or statutory county court except minors’ applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n)). **The statute does not list statutory probate courts, so this fee does not apply to new civil suits filed in a statutory probate court.** *See* Tex. Att’y Gen. Op. No. GA-0568 (2007). The fee should not be assessed on adverse probate actions.

Local Option: Fee is mandatory, but Commissioners Court (apparently) sets the fee amount. (The statute does not say who is to set the fee.)

Destination: County Court Record Preservation Account

**(27) FAMILY PROTECTION FEE**

Source: Government Code § 51.961

Amount: \$0.01 to \$15.00

Statewide: Yes

Applicability: (a) All new suits for dissolution of marriage (*i.e.*, divorce suits, annulment suits, suits to declare a marriage void)  
(b) All plaintiffs except those persons protected by an order issued under:  
(1) Subtitle B, Title 4, Family Code (protective order)  
(2) Article 17.292, Code of Criminal Procedure (magistrate's order for emergency protection)

Local Option: No – Fee is mandatory but Commissioners Court sets fee amount

Destination: County Family Protection Account

**(28) LAW LIBRARY FEE**

Source: Local Government Code § 323.023

Amount: \$0.01 to \$35.00

Statewide: Yes

Applicability: (a) All new civil suits (including probate actions and garnishments after judgment) except delinquent tax suits and minors' applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n))  
(b) All plaintiffs except clerk's county

Local Option: Fee is mandatory but Commissioners Court sets fee amount

Destination: County Law Library Fund

**III. Statewide Optional Filing Fees (Set Amounts)**

**(29) CLERK'S FEE (ACTION WITHIN SAPCR)**

Source: Family Code § 110.002

Amount: \$15.00

Statewide: Yes

Applicability: (a) The following actions in SAPCR's:

- contempt action (motion for contempt)
- motion for enforcement (motion to enforce)
- motion for modification (motion to modify)(suit for modification)
- motion to revoke a stay of license suspension
- motion to transfer
- notice of application for judicial writ of withholding
- petition for license suspension

Local Option: Yes – Clerk “may” collect this fee

Destination: County General Fund



**IV. Statewide Optional Filing Fees (Varying Amounts)**

**(30) COURTHOUSE SECURITY FEE**

Source: Local Government Code § 291.008

Amount: \$0.01 to \$5.00

Statewide: Yes

Applicability: (a) All new civil suits filed in a county court or county court at law except minors' applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n)), all new probate court actions, all garnishments after judgment, and all adverse probate actions. **The statute does not list statutory probate courts, so this fee does not apply to new civil suits filed in a statutory probate court.** *See* Tex. Att'y Gen. Op. No. GA-0568 (2007).

(b) All plaintiffs except the State, a political subdivision of the State, and the clerk's county. If the plaintiff is the State or a political subdivision of the State, then the security fee is not due at the time of filing but is to be taxed and collected as costs against the nonprevailing party at the conclusion of the trial. *See* Tex. Att'y Gen. Op. No. DM-283 (1994) at n.3.

Local Option: (a) Yes – Commissioners Court “may” set fee  
(b) Commissioners Court sets fee amount

Destination: County Courthouse Security Fund

**(31) ALTERNATIVE DISPUTE RESOLUTION (ADR) FEE**

Source: Civil Practice & Remedies Code § 152.004

Amount: \$0.01 to \$15.00

Statewide: Yes

Applicability: New civil suits except:

- (a) mental commitment cases
- (b) delinquent tax suits
- (c) condemnation proceedings
- (d) minors' applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n))
- (e) suits in which the plaintiff is the clerk's county

Local Option: Yes –

- (a) Fee can be collected only if commissioners court establishes a County Alternative Dispute Resolution System.
- (b) Commissioners Court “may” set fee.
- (c) Commissioners Court sets fee amount

Destination: County Alternative Dispute Resolution System Fund

**(32) DOMESTIC RELATIONS OFFICE (DRO) INITIAL OPERATIONS FEE**

Source: Family Code §§ 110.006(a), (c), 203.005(a)(1)

Amount: \$0.01 to \$15.00

Statewide: No -- Only in counties that have established a Domestic Relations Office under Family Code, § 203.002.

Applicability: All new SAPCR's and all motions to modify and motions to enforce within SAPCR's

Local Option: Yes –

- (a) Fee can be collected only if Commissioners Court establishes a County Domestic Relations Office.
- (b) “Administering Entity” (either Commissioners Court or Juvenile Board) “may” authorize collection of fee.
- (c) Administering entity sets fee amount.
- (d) Administering entity may provide for certain fee exemptions.

Destination: Either of the following two funds:

- (a) County General Fund; or (b) County Domestic Relations Office Fund

**(33) DOMESTIC RELATIONS OFFICE (DRO) INITIAL CHILD SUPPORT SERVICE FEE**

Source: Family Code §§ 110.006(b), (c), 203.005(a)(2)

Amount: \$0.01 to \$36.00

Statewide: Yes

Applicability: All new SAPCR’s (does not include motions to modify or enforce)

Local Option: Yes –

- (a) Fee can be collected only if Commissioners Court establishes a County Domestic Relations Office and the County enters into a “child support cooperative agreement” with the Title IV-D Agency.”
- (b) “Administering Entity” (either Commissioners Court or Juvenile Board) “may” authorize collection of fee.
- (c) Administering Entity sets fee amount.
- (d) Administering Entity may provide for certain fee exemptions

Destination: Either of the following two funds:

- (a) County General Fund; or (b) County Domestic Relations Office Fund

**(34) ADMINISTRATIVE WRIT OF INCOME WITHHOLDING FEE**

Source: Family Code § 158.503

Amount: \$0.01 to \$15.00

Statewide: Yes

Applicability: Administrative writs of income withholding filed in SAPCR’s

Local Option: Yes –

- (a) Clerk “may” charge the fee
- (b) Clerk sets fee amount

Destination: County General Fund

**(35) MODIFICATION-TO-WITHHOLDING OR TERMINATION-OF-WITHHOLDING FEE**

Source: Texas Family Code § 158.403

Amount: \$0.01 to \$15.00

Statewide: Yes

Applicability: All requests for the issuance and delivery to a child support obligor of a modified writ of withholding or notice of termination of withholding.

Local Option: Yes – District Clerk “may” set fee

Destination: County General Fund

**(36) COUNTY CLERK INSURANCE CONTINGENCY FUND FEE**

Source: Local Government Code § 82.003

Amount: \$0.01 to \$5.00

Statewide: Yes

Applicability: All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees.)

Local Option: Yes –

- (a) Fee can be collected only if Commissioners Court establishes a contingency fund to provide insurance for County Clerk
- (b) Commissioners Court “may” set this fee
- (c) Commissioners Court sets fee amount
- (d) Fee may only be collected until total amount of collected fees equals amount required to be in the County Clerk Contingency Fund

Destination: County Clerk Insurance Contingency Fund

**(37) DISTRICT CLERK INSURANCE CONTINGENCY FUND FEE**

Source: Government Code § 51.302(e)

Amount: \$0.01 to \$5.00

Statewide: Yes

Applicability: All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees (*see* District Court Civil Suits and Actions – Part III)

Local Option: Yes –

- (a) Fee can be collected only if Commissioners Court establishes a contingency fund to provide insurance for District Clerk
- (b) Commissioners Court “may” set this fee
- (c) Commissioners Court sets fee amount
- (d) Fee may only be collected until total amount of collected fees equals amount required to be in District Clerk Contingency Fund

Destination: District Clerk Insurance Contingency Fund

**V. Required Filing Fees in Certain Counties (Set Amounts)**

**(38) ADDITIONAL JUDICIAL SUPPORT FEE IN CONSTITUTIONAL COUNTY COURT**

Source: Government Code § 51.703

Amount: \$40.00

Statewide: Yes

Applicability: All new civil suits (including probate court actions and garnishments after judgment) except minors' applications for orders authorizing an abortion without parental notice (*see* Family Code, § 33.003(n)) that are filed in a constitutional county court if the judge of the court is entitled to an annual salary supplement from the state under Government Code, Section 26.006. The fee should not be assessed on adverse probate actions.

Local Option: No – Fee is mandatory in counties in which the county judge is entitled to the above-referenced salary supplement.

Destination: (a) State Judicial Fund  
(b) County may retain any interest earned on fee

**(39) SUPPLEMENTAL PUBLIC PROBATE ADMINISTRATOR FEE**

Source: Local Government Code §§ 118.052(2)(F); 118.068

Amount: \$10.00

Statewide: Yes

Applicability: All new probate court actions including probates, administrations, guardianships, community survivors, small estates, declarations of heirship, mental health cases, and chemical dependency cases. The fee is also charged in all adverse probate actions.

Local Option: No – Fee is mandatory in counties that have appointed a public probate administrator under Chapter 455 of the Estates Code.

Destination: County Treasury to only be used to fund the expense of the public probate administrator's office.

**(40) GENERAL COURT REPORTER FEE**

Source: Government Code § 51.601(a)

Amount: \$15.00

Statewide: No – all counties except counties located on the Texas-Mexico border that contain a municipality with a population of 500,000 or more (i.e., El Paso County)

Applicability: All new civil suits except delinquent tax suits, fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees

Local Option: No – Fee is mandatory (as long as the county-level court has an official court reporter)

Destination: Court Reporter Service Fund

**(41) EL PASO COUNTY COURT REPORTER FEE**

Source: Government Code § 51.601(a-1)

Amount: \$30.00

Statewide: No – only in counties located on the Texas-Mexico border that contain a municipality with a population of 500,000 or more – currently El Paso County is the only such county

Applicability: All new civil suits except delinquent tax suits, fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees

Local Option: No – Fee is mandatory (as long as the county-level court has an official court reporter)

Destination: Court Reporter Service Fund

**(42) APPELLATE JUDICIAL SYSTEM FEE (DISTRICTS 2, 3, 6, 7, 8, 9, 12)**

Source: Government Code §§ 22.2031, 22.2041, 22.2071, 22.2081, 22.2091, 22.2101, 22.2131

Amount: \$5.00

Statewide: No – Only in counties in Court of Appeals District 2 (Fort Worth), District 3 (Austin), District 6 (Texarkana), District 7 (Amarillo), District 8 (El Paso), District 9 (Beaumont), and District 12 (Tyler)

Applicability: *For Districts 3, 7, and 9*

(a) All new civil suits except delinquent tax suits, fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees

(b) All plaintiffs except clerk's county

*For Districts 2, 6, 8 and 12*

(a) All new civil suits except delinquent tax suits, fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees

(b) All plaintiffs except any governmental entity

Local Option: No – Fee is mandatory

Destination: Appellate Judicial System Fund (for use by the relevant court of appeals)

#### **(43) COMAL COUNTY JUVENILE PLACEMENT FEE**

Source: Human Resources Code § 152.0522

Amount: \$4.00

Statewide: No – Only in Comal County

Applicability: All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees. This fee is charged only in a case assigned to a county court at law. The fee is not charged in a case handled by the constitutional county court.

Local Option: No – Fee is mandatory

Destination: County Juvenile Special Placement Fund

**VI. Required Filing Fees in Certain Counties (Varying Amounts)**

**(44) APPELLATE JUDICIAL SYSTEM FEE (DISTRICTS 1, 4, 5, 13, 14)**

Source: Government Code §§ 22.2021, 22.2051, 22.2061, 22.2141

Amount: \$0.01 to \$5.00

Statewide: No – Only in counties in Court of Appeals Districts 1 (Houston), 4 (San Antonio), 5 (Dallas), 13 (Corpus Christi), and 14 (Houston)

Applicability: (a) All new civil suits except delinquent tax suits, fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees

Local Option: Fee is mandatory, but Commissioners Court sets fee amount

Destination: Appellate Judicial System Fund (for use by the relevant Court of Appeals)

**(45) ORANGE COUNTY ADOPTION SUIT FEE**

Source: Human Resources Code § 152.1874

Amount: Not less than \$25.00

Statewide: No – Only in Orange County

Applicability: All new adoption suits

Local Option: Fee is mandatory but Juvenile Board (apparently) sets fee amount

Destination: County Adoption Investigation Fund

**(46) ORANGE COUNTY DIVORCE SUIT FEE**

Source: Human Resources Code § 152.1873

Amount: Not less than \$5.00

Statewide: No – Only in Orange County

Applicability: All new divorce suits

Local Option: Fee is mandatory but Juvenile Board (apparently) sets fee amount

Destination: County fund used to cover expenses of the Orange County Juvenile Board



**VII. Optional Filing Fees in Certain Counties (Set Amounts)**

**(47) APPELLATE JUDICIAL SYSTEM FEE (DISTRICT 11)**

Source: Government Code § 22.2121

Amount: \$5.00

Statewide: No – Only in counties in Court of Appeals District 11 (Eastland)

Applicability: (a) All new civil suits except delinquent tax suits, fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fee  
(b) All plaintiffs except governmental entities

Local Option: Yes – Fee to be established upon request of the chief justice of the 11<sup>th</sup> Court of Appeals

Destination: Appellate Judicial System Fund (for use by the 11<sup>th</sup> Court of Appeals in Eastland)

**VIII. Optional Filing Fees in Certain Counties (Varying Amounts)**

**(48) CAMERON COUNTY AND HIDALGO COUNTY CIVIL COURT FACILITY FEE**

Source: Government Code § 51.711

Amount: \$0.01 to \$20.00

Statewide: No – Only in Cameron County and Hidalgo County

Applicability: All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees (*see* District Court Civil Suits and Actions – Part III). The fee is to be assessed in a statutory county court, but is not to be assessed in a constitutional county court.

Local Option: (a) Yes – Commissioners Court must adopt resolution authorizing this fee  
(b) Fee is abolished if Commissioners Court rescinds resolution  
(c) Fee is automatically abolished as of October 1, 2030

Destination: Special account in the county treasury dedicated to the construction, renovation, or improvement of the facilities that house the courts in the county collecting the fees.

**(49) WEBB COUNTY COURTHOUSE SECURITY FEE**

Source: Local Government Code § 291.009

Amount: \$0.01 to \$20.00

Statewide: No – Only in Webb County

Applicability: (a) All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees  
(b) All plaintiffs except Webb County

Local Option: (a) Yes – Commissioners Court “may” set fee  
(b) Commissioners Court sets fee amount

Destination: Special County Fund to be used only for courthouse security

**(50) BEXAR COUNTY CIVIL COURT FACILITY FEE**

Source: Government Code § 51.706

Amount: \$0.01 to \$15.00

Statewide: No – Only in Bexar County

Applicability: All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005); suits with no filing fees; and suits affecting the parent-child relationship for the adoption of a child or the termination of parental rights. The fee is to be assessed in a statutory probate court or a county court at law. The fee is not to be assessed in a constitutional county court.

Local Option: (a) Yes – Commissioners Court must adopt resolution authorizing this fee  
(b) Earliest date for assessment of fee is October 1, 2009  
(c) Fee is abolished if Commissioners Court rescinds resolution  
(d) Fee is automatically abolished as of October 1, 2024

Destination: Special account in the county treasure dedicated to the construction, renovation, or improvement of the facilities that house the Bexar County civil and criminal courts.

**(51) DALLAS COUNTY CIVIL COURT FACILITY FEE**

Source: Government Code § 51.705

Amount: \$0.01 to \$15.00

Statewide: No – Only in Dallas County

Applicability: All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees. The fee is to be assessed in a statutory probate court or a county court at law. The fee is not to be assessed in a constitutional county court.

Local Option: (a) Yes – Commissioners Court must adopt resolution authorizing this fee  
(b) Fee is abolished if Commissioners Court rescinds resolution  
(c) Fee is automatically abolished as of July 1, 2030

Destination: Special County fund dedicated to construction, renovation and improvement of Dallas County civil court facilities

**(52) HAYS COUNTY CIVIL COURT FACILITY FEE**

Source: Government Code § 51.707

Amount: \$0.01 to \$15.00

Statewide: No – Only in Hays County

Applicability: All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees. The fee is to be assessed in a county court at law. The fee is not to be assessed in a constitutional county court.

Local Option: (a) Yes – Commissioners Court must adopt resolution authorizing this fee  
(b) Fee is abolished if Commissioners Court rescinds resolution  
(c) Fee is automatically abolished as of July 1, 2022

Destination: Special County fund dedicated to construction, renovation and improvement of the Hays County civil court facilities

**(53) ROCKWALL COUNTY CIVIL COURT FACILITY FEE**

Source: Government Code § 51.709 (Version 1)

Amount: \$0.01 to \$15.00

Statewide: No – Only in Rockwall County

Applicability: All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees. The fee is to be assessed in a county court at law, but not in a constitutional county court.

Local Option: (a) Yes – Commissioners Court must adopt resolution authorizing this fee  
(b) Fee is abolished if Commissioners Court rescinds resolution  
(c) Fee is automatically abolished as of July 1, 2025

Destination: Special County Fund to be used for the construction, renovation, or improvement of the facilities that house the courts collecting the fee.

**(54) TRAVIS COUNTY CIVIL COURT FACILITY FEE**

Source: Government Code § 51.710

Amount: \$0.01 to \$15.00

Statewide: No – Only in Travis County

Applicability: (a) All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees. The fee is to be assessed in a county court at law and a statutory probate court, but not in a constitutional county court.

Local Option: (a) Yes – Commissioners Court must adopt resolution authorizing this fee  
(b) Fee is abolished if Commissioners Court rescinds resolution  
(c) Fee is automatically abolished as of October 1, 2028

Destination: Special County Fund dedicated to the construction, renovation, or improvement of the facilities that house the courts collecting the fee.

**(55) WILLACY COUNTY AND STARR COUNTY CIVIL COURT FACILITY FEE**

Source: Government Code § 51.713

Amount: \$0.01 to \$20.00

Statewide: No – Only Willacy County and Starr Counties

Applicability: All new civil suits except fraudulent lien suits (*see* Civil Practice & Remedies Code § 12.005) and suits with no filing fees (*see* District Court Civil Suits and Actions – Part III)

Local Option: (a) Yes – Commissioners Court must adopt resolution authorizing this fee  
(b) Fee is abolished if Commissioners Court rescinds resolution  
(c) Fee is automatically abolished on October 1, 2045, unless the Commissioners Court has already rescinded it

Destination: Special County fund dedicated to the construction, renovation and improvement of the Willacy or Starr County civil court facilities

**IX. Other Fees (If Applicable)**

**(56) JURY FEE**

Source: Government Code § 51.604

Amount: \$40.00

Statewide: Yes

Applicability: When a party in a civil case applies for a jury trial

Local Option: Fee is mandatory

Destination: County General Fund

**(57) NONDISCLOSURE FEE FOR ORDERS OF NONDISCLOSURE UNDER § 411.072 FOR CERTAIN NONVIOLENT MISDEMEANORS**

Source: Government Code § 411.072(c)

Amount: \$28.00

Statewide: Yes

Applicability: If the court is required to issue an order of nondisclosure pursuant to § 411.072(b), Government Code, the petitioner (defendant) must pay this fee before the court issues the order.

A defendant is not required to file a petition for this type of order of nondisclosure, so a clerk should not charge fees that generally apply upon the filing of a civil petition.<sup>1</sup> OCA has provided a model letter for defendants to submit to the court. This letter is not a petition and should be used only if the court has not already issued the order.

Local Option: Fee is mandatory

Destination: 100% to the State for deposit in the State's General Revenue Fund

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<sup>1</sup> Compare the language of § 411.072(b) with the language of §§ 411.0725(b), 411.0727(b), 411.0728(b), 411.073(b), 411.0731(b), 411.0735(b), and 411.0736(b). Unlike these other sections, Section 411.072(b) does not contain a sentence with language the same as or similar to, “the person may petition the court” or “the person is entitled to file with the court .... a petition.”

**(58) CAMERON COUNTY TECHNOLOGY AND INFRASTRUCTURE FEE**

Source: Local Government Code §§ 118.069, 118.101, 118.102; Government Code §103.030(7)

Amount: \$2.00

Statewide: No – Only in Cameron County

Applicability: When a person pays a fee for a probate matter under §118.101, LGC, or when a records management and preservation fee is assessed under §118.0546 or 118.0645, LGC, upon the filing of any civil case or ancillary pleading thereto or any probate case or adverse probate action.

Local Option: Yes – Commissioners Court may adopt this fee. **DO NOT ASSESS THIS FEE IF THE COMMISSIONERS COURT HAS NOT ADOPTED THE FEE AS PART OF THE COUNTY’S ANNUAL BUDGET.** The fee must be set and itemized in the county's budget as part of the budget preparation process.

Destination: 100% of the fee is retained by the county and is deposited in a separate records technology and infrastructure account in the general fund of the county. Any interest accrued remains with the account. The funds generated from the collection of this fee may be used only for technology and infrastructure for the maintenance of county records and the operation of the county records system.