



Upshur County Clerk Fee Schedule

Effective September 1, 2015



Office of the Upshur County Clerk

Filing Requirements

Effective January 1, 2015

All documents submitted for filing must meet the following requirements:

- (1) Heading at the top of the first page clearly identifying the type of instrument being filed
- (2) Name typed or printed under each signature
- (3) Every signature notarized
- (4) Address for every Grantee listed in the instrument
- (5) A "Return To" address

Any document submitted for recording that fails to meet these requirements may be rejected or recorded at **double** the filing or recording fee. *L.G.C. § 191.007(h)*

Personal Property Filing Fees

REAL & PERSONAL PROPERTY		
Fee	Reference	Amount
Recording Fee	L.G.C. § 118.011(a)(1-2)	\$5.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$26.00
Missing grantee's address	P.C. 11.003(a)(2)	+ \$25.00
Each additional page	L.G.C. § 118.011(a)	+ \$4.00
Each name in excess of 5 to be indexed	L.G.C. § 118.011(a)	+ \$0.25

ABSTRACT OF JUDGMENT		
Fee	Reference	Amount
Recording Fee	L.G.C. § 118.052(1)(c)(i)	\$5.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$26.00
Each additional page	L.G.C. § 118.011(a)	+ \$4.00

Filing Fees - continued

HOSPITAL LIEN & RELEASE OF HOSPITAL LIEN		
Fee	Reference	Amount
Recording Fee	L.G.C. § 118.011(a)	\$5.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$26.00

STATE TAX LIEN & RELEASE OF STATE TAX LIEN		
Fee	Reference	Amount
Recording Fee	L.G.C. § 118.011(a)	\$5.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$16.00

FEDERAL TAX LIEN & RELEASE OF FEDERAL TAX LIEN		
Fee	Reference	Amount
Recording Fee	P.C. § 14.005	\$10.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$31.00

BRAND REGISTRATION		
Fee	Reference	Amount
Recording Fee	L.G.C. § 118.011(a)(9)	\$5.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$26.00
Each additional location	L.G.C. § 118.011(a)(9)	+ \$5.00
Each additional tattoo	A.C. § 144.110(b)	+ \$0.25

Vital Statistics Filing

MARRIAGE LICENSE (without course completion)		
Fee	Reference	Amount
Issuance Fee	L.G.C. § 118.011(a)(7)	\$60.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
Vital Statistics Archive Fee	H.S.C. § 191.0045(d)(h)	\$1.00
TOTAL:		\$82.00
Parental Consent Form (<i>applicants under 18</i>)	L.G.C. § 118.018	+ \$1.00

MARRIAGE LICENSE (with course completion)		
Fee	Reference	Amount
Issuance Fee	L.G.C. § 118.018(b-1)	n/c
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
Vital Statistics Archive Fee	H.S.C. § 191.0045(d)(h)	\$1.00
TOTAL:		\$22.00
Parental Consent Form (<i>applicants under 18</i>)	L.G.C. § 118.018	+ \$1.00

DECLARATION OF INFORMAL MARRIAGE		
Fee	Reference	Amount
Issuance Fee	L.G.C. § 118.011(a)(8)	\$25.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
Vital Statistics Archive Fee	H.S.C. § 191.0045(d)(h)	\$1.00
TOTAL:		\$47.00

Filing Fees - continued

BIRTH RECORDING		
Fee	Reference	Amount
No charge		\$0.00
TOTAL:		\$0.00

DEATH RECORDING		
Fee	Reference	Amount
No charge		\$0.00
TOTAL:		\$0.00

Subdivision Plat Filing

PLAT		
Fee	Reference	Amount
Application Fee	L.G.C. § 232.0021(a)	\$30.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$51.00
Each additional page	L.G.C. § 232.0021(a)	+ \$30.00
Attached tax certificate	P.C. § 12.002(e)	+ \$4.00

PLAT AMENDMENT		
Fee	Reference	Amount
Application Fee	L.G.C. § 232.0021(a)	\$30.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$51.00
Attached tax certificate	P.C. § 12.002(e)	+ \$4.00

Assumed Name

ASSUMED NAME		
Fee	Reference	Amount
Recording Fee	B.C.C. § 36.15	\$2.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
Owner and Business Name Recording	B.C.C. § 36.15	\$1.00
TOTAL:		\$24.00
Each additional name and signature	B.C.C. § 36.15	+ \$0.50

ABANDONMENT OF ASSUMED NAME		
Fee	Reference	Amount
Recording Fee	B.C.C. § 36.15	\$2.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
Owner and Business Name Recording	B.C.C. § 36.15	\$1.00
TOTAL:		\$24.00
Each additional name and signature	B.C.C. § 36.15	+ \$0.50

UCC

STANDARD FORM UCC		
Fee	Reference	Amount
Recording Fee	B.C.C. § 9.525(a)(1)	\$15.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$36.00

NON-STANDARD FORM UCC		
Fee	Reference	Amount
Recording Fee	B.C.C. § 9.525(a)(2)	\$30.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Record Archive Fee	L.G.C. § 118.011(f)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$51.00

Certified / Non-Certified Copies

CERTIFIED COPIES		
Fee	Reference	Amount
Clerk's Certification	L.G.C. § 118.011(a)(3)	\$5.00
Each page	L.G.C. § 118.011(a)(3)	+ \$1.00

NON-CERTIFIED COPIES		
Fee	Reference	Amount
Each page	L.G.C. § 118.011(a)(4)	+ \$1.00

BIRTH CERTIFICATE (certified copies only)		
Fee	Reference	Amount
Certified Copy of Birth Certificate	L.G.C. § 118.011(a)(5)	\$22.00
Vital Statistics Archive Fee	H.S.C. § 191.0045(d)(h)	\$1.00
TOTAL:		\$23.00

DEATH CERTIFICATE (certified copies only)		
Fee	Reference	Amount
Certified Copy of Death Certificate	L.G.C. § 118.011(a)(5)	\$20.00
Vital Statistics Archive Fee	H.S.C. § 191.0045(d)(h)	\$1.00
TOTAL:		\$21.00
Each additional copy	L.G.C. § 118.011(a)(5)	+ \$4.00

MARRIAGE LICENSE (certified copies only)		
Fee	Reference	Amount
Marriage License Copy	L.G.C. § 118.011(a)(4)	\$1.00
Clerk's Certification	L.G.C. § 118.011(a)(3)	\$5.00
Vital Statistics Archive Fee	H.S.C. § 191.0045(d)(h)	\$1.00
TOTAL:		\$7.00

VETERAN'S DISCHARGE (DD-214) (certified copies only)		
Fee	Reference	Amount
No charge	L.G.C. § 119.002(b)	\$0.00

Certified / Non-Certified Copies - continued

FEDERAL TAX LIEN		
Fee	Reference	Amount
Each copy	P.C. § 14.004(d)	\$1.50

PLAT		
Fee	Reference	Amount
8½ x 11	L.G.C. § 118.011(c)	\$6.00
8½ x 14	L.G.C. § 118.011(c)	\$12.00
11 x 17	L.G.C. § 118.011(c)	\$18.00

Public Notices

STANDARD PUBLIC NOTICE / OPEN MEETING NOTICE		
Fee	Reference	Amount
Posting Fee	L.G.C. § 118.011(c)	\$2.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$3.00

FORECLOSURE NOTICE / NOTICE OF SALE		
Fee	Reference	Amount
Filing Notice Fee	P.C. § 51.002(f)	\$2.00
Posting Fee	L.G.C. § 118.011(c)	\$2.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$5.00

Miscellaneous Fees

RECORD SEARCH		
Fee	Reference	Amount
Search fee per name / date	L.G.C. § 118.011(c)	\$5.00

RETURNED CHECK		
Fee	Reference	Amount
Returned Check fee	L.G.C. § 118.011(b)(1)	\$30.00

DEPOSIT OF WILL		
Fee	Reference	Amount
Deposit for safekeeping	L.G.C. § 118.052(3)(E)	\$5.00
Record Management & Preservation Fee	L.G.C. § 118.011(b)(2)	\$10.00
Courthouse Security Fee	L.G.C. § 291.008(d)	\$1.00
TOTAL:		\$16.00

§ TEXAS AGRICULTURE CODE

Section 144.110 FEES.

- (b) A person whose registered tattoo mark is recorded with the county clerk shall pay the clerk a filing fee of 25 cents.

§ LOCAL GOVERNMENT CODE

Section 118.011 FEE SCHEDULE.

- (a) A county clerk shall collect the following fees for services rendered to any person:
 - (1) Personal Property Records Filing (§ 118.012):
 - for the first page \$ 5.00
 - for each additional page or part of a page on which there are visible marks of any kind \$ 4.00
 - (2) Real Property Records Filing (§ 118.013):
 - for the first page \$ 5.00
 - for each additional page or part of a page on which there are visible marks of any kind \$ 4.00
 - for all or part of each 8-1/2" X 14" attachment or rider \$ 4.00
 - for each name in excess of five names that has to be indexed in all records in which the document must be indexed \$ 0.25
 - (3) Certified Papers (§ 118.014):
 - for the clerk's certificate \$ 5.00
 - plus a fee for each page or part of a page \$ 1.00
 - (4) Noncertified Papers (§ 118.0145):
 - for each page or part of a page \$ 1.00
 - (5) Birth or Death Certificate (§ 118.015) same as state registrar
 - (7) Marriage License (§ 118.018) \$60.00
 - (8) Declaration of Informal Marriage (§ 118.019) \$25.00
 - (9) Brand Registration (§ 118.020) \$ 5.00
- (b) The county clerk may set and collect the following fee from any person:
 - (1) Returned Check (§ 118.0215) not less than \$15 or more than \$30
 - (2) Records Management and Preservation Fee (§ 118.0216) not more than \$10
- (c) The clerk shall charge reasonable fees for performing other duties prescribed or authorized by statute for which a fee is not prescribed by this subchapter.
- (f) The county clerk of a county shall, if the commissioners court of the county adopts the fee as part of the county's annual budget, collect the following fee from any person:
 - Records Archive Fee (§ 118.025) not more than \$10

Section 118.018 MARRIAGE LICENSE.

- (b-1) The county clerk shall issue a marriage license without collecting a marriage license fee from an applicant who:
 - (1) completes a premarital education course described by Section 2.013, Family Code; and
 - (2) provides to the county clerk a premarital education course completion certificate indicating completion of the premarital education course not more than one year before the date the marriage license application is filed with the clerk.

Section 118.052 FEE SCHEDULE.

Each clerk of a county court shall collect the following fees for services rendered to any person:

- (1) CIVIL COURT ACTIONS
 - (C) Services Rendered After Judgment in Original Action (§ 118.0545):
 - (i) Abstract of judgment . . . \$ 5.00
- (3) OTHER FEES
 - (E) Safekeeping of Wills (§ 118.062) . . . \$ 5.00

Section 192.002 MILITARY DISCHARGE RECORDS.

- (b) The county clerk may not charge a fee for the recording and keeping of a military discharge record.

Section 232.0021 PLAT APPLICATION FEE.

- (a) The commissioners court may impose an application fee to cover the cost of the county's review of a subdivision plat and inspection of street, road, and drainage improvements described by the plat.

Section 291.008 FEE FOR SECURITY.

- (a) The commissioners court may set a fee not to exceed \$5 to be collected at the time of filing in each civil case filed in a county court, county court at law, or district court which shall be taxed as other costs. The county is not liable for the costs.
- (b) In any civil case brought by the state or a political subdivision of the state in a county court, county court at law, or district court in a county in which the commissioners court has adopted a fee under Subsection (a) of this section in which the state or political subdivision is the prevailing party, the amount of that fee shall be taxed and collected as a cost of court against each nonprevailing party.
- (c) The clerks of the respective courts shall collect the costs established by Subsections (a) and (b) of this section.
- (d) If a commissioners court sets a security fee under Subsection (a) of this section, the county and district clerks shall collect a fee of \$1 for filing any document not subject to the security fee. The county is not liable for the costs. The county or district clerk, as appropriate, shall collect this fee.

§ TEXAS HEALTH & SAFETY CODE**Section 191.0045 FEES.**

- (h) In addition to other fees collected under this section, a local registrar or county clerk may collect a fee not to exceed \$1 for the preservation of vital statistics records maintained by the registrar or county clerk, including birth, death, fetal death, marriage, divorce, and annulment records. A fee under this section shall be collected by the registrar or county clerk on the issuance of a vital statistics record, including a record issued through a Remote Birth Access site.

§ TEXAS PROPERTY CODE**Section 11.003 GRANTEE'S ADDRESS.**

- (a) An instrument executed after December 31, 1981, conveying an interest in real property may not be recorded unless:
- (1) a mailing address of each grantee appears in the instrument or in a separate writing signed by the grantor or grantee and attached to the instrument; or
 - (2) a penalty filing fee equal to the greater of \$25 or twice the statutory recording fee for the instrument is paid.

Section 12.002 SUBDIVISION PLAT; PENALTY.

- (e) A person may not file for record or have recorded in the county clerk's office a plat or replat of a subdivision of real property unless the plat or replat has attached to it an original tax certificate from each taxing unit with jurisdiction of the real property indicating that no delinquent ad valorem taxes are owed on the real property. If the plat or replat is filed after September 1 of a year, the plat or replat must also have attached to it a tax receipt issued by the collector for each taxing unit with jurisdiction of the property indicating that the taxes imposed by the taxing unit for the current year have been paid or, if the taxes for the current year have not been calculated, a statement from the collector for the taxing unit indicating that the taxes to be imposed by that taxing unit for the current year have not been calculated. If the tax certificate for a taxing unit does not cover the preceding year, the plat or replat must also have attached to it a tax receipt issued by the collector for the taxing unit indicating that the taxes imposed by the taxing unit for the preceding year have been paid. This subsection does not apply if:
- (1) more than one person acquired the real property from a decedent under a will or by inheritance and those persons owning an undivided interest in the property obtained approval to subdivide the property to provide each person with a divided interest and a separate title to the property; or
 - (2) a taxing unit acquired the real property for public use through eminent domain proceedings or voluntary sale.

Section 14.004 DUTIES OF FILING OFFICER.

- (d) Upon request of any person, the filing officer shall issue his certificate showing whether there is on file, on the date and hour stated therein, any notice of lien or certificate or notice affecting any lien filed under this chapter or filed under the Uniform Federal Tax Lien Registration Act (Subchapter C, Chapter 113, Tax Code) on or after January 1, 1972, naming a particular person, and if a notice or certificate is on file, giving the date and hour of filing of each notice or certificate. The fee for a certificate is \$10. Upon request, the filing officer shall furnish a copy of any notice of federal lien, or notice or certificate affecting a federal lien, for a fee of \$1.50 per page.

Section 14.005 FEE.

The fee for filing and indexing each notice of lien or certificate or notice affecting the lien is \$10. The filing of the same notice of lien or certificate or notice affecting a lien in both real property records and personal property files is two filings.

Section 51.002 SALE OF REAL PROPERTY UNDER CONTRACT LIEN.

- (f) Each county clerk shall keep all notices filed under Subdivision (2) of Subsection (b) in a convenient file that is available to the public for examination during normal business hours. The clerk may dispose of the notices after the date of sale specified in the notice has passed. The clerk shall receive a fee of \$2 for each notice filed.

§ TEXAS BUSINESS & COMMERCE CODE**Section 9.525 FEES.**

- (a) Except as otherwise provided in Subsections (e) and (f), the fee for filing and indexing a record under this subchapter, other than an initial financing statement of the kind described in Subsection (b), is:
- (1) \$15 if the record is communicated in writing and consists of one or two pages;
 - (2) \$30 if the record is communicated in writing and consists of more than two pages; and
 - (3) \$5 if the record is communicated by another medium authorized by filing-office rule.

Section 36.15 INDEX OF CERTIFICATES; FILING FEES.

Each county clerk and the Secretary of State shall keep an alphabetical index of all assumed names which have been filed in his office pursuant to the provisions of this chapter and of the persons filing the same. The county clerk shall receive a fee of \$2 for filing each certificate or statement required or permitted to be filed pursuant to this chapter, plus a fee of 50 cents for each name to be indexed. The Secretary of State shall collect for the use of the state a fee of \$25 for indexing and filing each certificate or statement required or permitted to be filed pursuant to this chapter. The Secretary of State shall collect for the use of the state a fee of \$10 for filing each abandonment of use of assumed name. A copy of such certificate or statement duly certified to by the county clerk in whose office the same was filed or by the Secretary of State shall be presumptive evidence in all courts in this state of the facts therein contained.



Office of the Upshur County Clerk

Criminal Filing Fees

Effective January 1, 2015

DWI			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	C.CLERK	C.C.P. Art. 102.005(a)	\$40.00
County Attorney Fee	DA	C.C.P. Art. 102.008(a)	\$25.00
State Judicial Fund	JUD	G.C. 51.703(b)	\$15.00
EMS Trauma Fund	EMS	C.C.P. Art. 102.0185(a)	\$100.00
Records Management & Preservation	RMP-CC	C.C.P. Art. 102.005(f)	\$2.50
	RPF		\$22.50
Consolidated Court Costs	CCC	L.G.C. 133.102(a)(2)	\$83.00
Visual Recording Fee	VRF	C.C.P. Art. 102.018(a)	\$15.00
Judicial Support Fee	SJFC	L.G.C. 133.105(a)	\$0.60
	SJFS		\$5.40
Juror Reimbursement Fee	JRF	C.C.P. Art. 102.0045	\$4.00
Peace Officer's Arrest Fee	BSPD EMPD GPD GWDP OCPD SO	C.C.P. Art. 102.011(a)(1)	\$5.00
Courthouse Security Fund	SF	C.C.P. Art. 102.017(b)	\$3.00
County & District Court Technology Fund	CDCTF-CC	C.C.P. Art. 102.0169(a)	\$4.00
Law Enforcement Officer Education	TCLEOSE	C.C.P. Art. 102.022(b)	\$0.10
Indigent Defense Fund	IDF	L.G.C. 133.107	\$2.00
Drug Court Program Fund	DCP	C.C.P. Art. 102.0178(a)	\$60.00
Administrative Transaction Fee	ATF	C.C.P. Art. 102.072	\$2.00
E-Filing Fee	EFF.C	G.C. 51.851(d)	\$5.00
TOTAL:			\$394.10

Criminal Filing Fees - continued

Class A & B Misdemeanors (controlled substances)			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	C.CLERK	C.C.P. Art. 102.005(a)	\$40.00
County Attorney Fee	DA	C.C.P. Art. 102.008(a)	\$25.00
State Judicial Fund	JUD	G.C. 51.703(b)	\$15.00
Records Management & Preservation	RMP-CC	C.C.P. Art. 102.005(f)	\$2.50
	RPF		\$22.50
Consolidated Court Costs	CCC	L.G.C. 133.102(a)(2)	\$83.00
Judicial Support Fee	SJFC	L.G.C. 133.105(a)	\$0.60
	SJFS		\$5.40
Juror Reimbursement Fee	JRF	C.C.P. Art. 102.0045	\$4.00
Peace Officer's Arrest Fee	BSPD EMPD GPD GWDP OCPD SO	C.C.P. Art. 102.011(a)(1)	\$5.00
Courthouse Security Fund	SF	C.C.P. Art. 102.017(b)	\$3.00
County & District Court Technology Fund	CDCTF-CC	C.C.P. Art. 102.0169(a)	\$4.00
Indigent Defense Fund	IDF	L.G.C. 133.107	\$2.00
Drug Court Program Fund	DCP	C.C.P. Art. 102.0178(a)	\$60.00
Administrative Transaction Fee	ATF	C.C.P. Art. 102.072	\$2.00
E-Filing Fee	EFF.C	G.C. 51.851(d)	\$5.00
TOTAL:			\$279.00

Criminal Filing Fees - continued

Class A & B Misdemeanors (public lewdness & indecent exposure)			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	C.CLERK	C.C.P. Art. 102.005(a)	\$40.00
County Attorney Fee	DA	C.C.P. Art. 102.008(a)	\$25.00
State Judicial Fund	JUD	G.C. 51.703(b)	\$15.00
Records Management & Preservation	RMP-CC	C.C.P. Art. 102.005(f)	\$2.50
	RPF		\$22.50
Consolidated Court Costs	CCC	L.G.C. 133.102(a)(2)	\$83.00
DNA Testing Fee	DNA	C.C.P. Art. 102.020(a)	\$50.00
Judicial Support Fee	SJFC	L.G.C. 133.105(a)	\$0.60
	SJFS		\$5.40
Juror Reimbursement Fee	JRF	C.C.P. Art. 102.0045	\$4.00
Peace Officer's Arrest Fee	BSPD EMPD GPD GWDP OCPD SO	C.C.P. Art. 102.011(a)(1)	\$5.00
Courthouse Security Fund	SF	C.C.P. Art. 102.017(b)	\$3.00
County & District Court Technology Fund	CDCTF-CC	C.C.P. Art. 102.0169(a)	\$4.00
Indigent Defense Fund	IDF	L.G.C. 133.107	\$2.00
Administrative Transaction Fee	ATF	C.C.P. Art. 102.072	\$2.00
E-Filing Fee	EFF.C	G.C. 51.851(d)	\$5.00
TOTAL:			\$269.00

Criminal Filing Fees - continued

Class A & B Misdemeanors (traffic offenses)			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	C.CLERK	C.C.P. Art. 102.005(a)	\$40.00
County Attorney Fee	DA	C.C.P. Art. 102.008(a)	\$25.00
State Judicial Fund	JUD	G.C. 51.703(b)	\$15.00
Records Management & Preservation	RMP-CC	C.C.P. Art. 102.005(f)	\$2.50
	RPF		\$22.50
Consolidated Court Costs	CCC	L.G.C. 133.102(a)(2)	\$83.00
Judicial Support Fee	SJFC	L.G.C. 133.105(a)	\$0.60
	SJFS		\$5.40
Juror Reimbursement Fee	JRF	C.C.P. Art. 102.0045	\$4.00
Peace Officer's Arrest Fee	BSPD EMPD GPD GWDP OCPD SO	C.C.P. Art. 102.011(a)(1)	\$5.00
Courthouse Security Fund	SF	C.C.P. Art. 102.017(b)	\$3.00
County & District Court Technology Fund	CDCTF-CC	C.C.P. Art. 102.0169(a)	\$4.00
Indigent Defense Fund	IDF	L.G.C. 133.107	\$2.00
Administrative Transaction Fee	ATF	C.C.P. Art. 102.072	\$2.00
E-Filing Fee	EFF.C	G.C. 51.851(d)	\$5.00
TOTAL:			\$219.00
Law Enforcement Officer Education (<i>moving violations</i>)	TCLEOSE	C.C.P. Art. 102.022(b)	+ \$0.10
Additional Court Cost (<i>Rules-of-the-Road Offenses</i>)	ACC	T.C. Sec. 542.403	+ \$3.00
State Traffic Fee (<i>Rules-of-the-Road Offenses</i>)	STF	T.C. Sec. 542.4031	+ \$30.00
School Zone (<i>for defendants convicted of offenses under C.C.P. Art. 102.014(c)</i>)	SZ	C.C.P. 102.014(c)	+ \$25.00

Criminal Filing Fees - continued

Class C Misdemeanors (traffic offenses)			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	C.CLERK	C.C.P. Art. 102.005(a)	\$40.00
County Attorney Fee	DA	C.C.P. Art. 102.008(a)	\$25.00
State Judicial Fund	JUD	G.C. 51.703(b)	\$15.00
Records Management & Preservation	RMP-CC	C.C.P. Art. 102.005(f)	\$2.50
	RPF		\$22.50
Consolidated Court Costs	CCC	L.G.C. 133.102(2)	\$40.00
Judicial Support Fee	SJFC	L.G.C. 133.105(a)	\$0.60
	SJFS		\$5.40
Juror Reimbursement Fee	JRF	C.C.P. Art. 102.0045	\$4.00
Peace Officer's Arrest Fee	BSPD EMPD GPD GWDP OCPD SO	C.C.P. Art. 102.011(a)(1)	\$5.00
Courthouse Security Fund	SF	C.C.P. Art. 102.017(b)	\$3.00
County & District Court Technology Fund	CDCTF-CC	C.C.P. Art. 102.0169(a)	\$4.00
Indigent Defense Fund	IDF	L.G.C. 133.107	\$2.00
Administrative Transaction Fee	ATF	C.C.P. Art. 102.072	\$2.00
E-Filing Fee	EFF.C	G.C. 51.851(d)	\$5.00
TOTAL:			\$176.00
Law Enforcement Officer Education (<i>moving violations</i>)	TCLEOSE	C.C.P. Art. 102.022(b)	+ \$0.10
Additional Court Cost (<i>Rules-of-the-Road Offenses</i>)	ACC	T.C. Sec. 542.403	+ \$3.00
State Traffic Fee (<i>Rules-of-the-Road Offenses</i>)	STF	T.C. Sec. 542.4031	+ \$30.00
Child Safety Seat (<i>for defendants convicted of offenses under Transportation Code Sec. 545.412</i>)	CSS	T.C. Sec. 545.412(b-1)	+ \$0.15

Criminal Filing Fees - continued

Class A & B Misdemeanors (all other)			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	C.CLERK	C.C.P. Art. 102.005(a)	\$40.00
County Attorney Fee	DA	C.C.P. Art. 102.008(a)	\$25.00
State Judicial Fund	JUD	G.C. 51.703(b)	\$15.00
Records Management & Preservation	RMP-CC	C.C.P. Art. 102.005(f)	\$2.50
	RPF		\$22.50
Consolidated Court Costs	CCC	L.G.C. 133.102(2)	\$83.00
Judicial Support Fee	SJFC	L.G.C. 133.105(a)	\$0.60
	SJFS		\$5.40
Juror Reimbursement Fee	JRF	C.C.P. Art. 102.0045	\$4.00
Peace Officer's Arrest Fee	BSPD EMPD GPD GWDP OCPD SO	C.C.P. Art. 102.011(a)(1)	\$5.00
Courthouse Security Fund	SF	C.C.P. Art. 102.017(b)	\$3.00
County & District Court Technology Fund	CDCTF-CC	C.C.P. Art. 102.0169(a)	\$4.00
Indigent Defense Fund	IDF	L.G.C. 133.107	\$2.00
Administrative Transaction Fee	ATF	C.C.P. Art. 102.072	\$2.00
E-Filing Fee	EFF.C	G.C. 51.851(d)	\$5.00
TOTAL:			\$219.00
Juvenile Delinquency Prevention & Graffiti Eradication Fee <i>(for defendants convicted of offenses under Penal Code Sec. 28.08)</i>	JDPGEF	C.C.P. Art. 102.0171(a)	+ \$50.00

Criminal Filing Fees - continued

Class C Misdemeanors (all other)			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	C.CLERK	C.C.P. Art. 102.005(a)	\$40.00
County Attorney Fee	DA	C.C.P. Art. 102.008(a)	\$25.00
State Judicial Fund	JUD	G.C. 51.703(b)	\$15.00
Records Management & Preservation	RMP-CC	C.C.P. Art. 102.005(f)	\$2.50
	RPF		\$22.50
Consolidated Court Costs	CCC	L.G.C. 133.102(2)	\$40.00
Judicial Support Fee	SJFC	L.G.C. 133.105(a)	\$0.60
	SJFS		\$5.40
Juror Reimbursement Fee	JRF	C.C.P. Art. 102.0045	\$4.00
Peace Officer's Arrest Fee	BSPD EMPD GPD GWDP OCPD SO	C.C.P. Art. 102.011(a)(1)	\$5.00
Courthouse Security Fund	SF	C.C.P. Art. 102.017(b)	\$3.00
County & District Court Technology Fund	CDCTF-CC	C.C.P. Art. 102.0169(a)	\$4.00
Indigent Defense Fund	IDF	L.G.C. 133.107	\$2.00
Administrative Transaction Fee	ATF	C.C.P. Art. 102.072	\$2.00
E-Filing Fee	EFF.C	G.C. 51.851(d)	\$5.00
TOTAL:			\$176.00

Miscellaneous Criminal Fees

Miscellaneous Fees			
FEE	CODE	REFERENCE	AMOUNT
Time Payment Fee (if any part of fine, court cost, or restitution is paid on or after 31st day after judgment is entered)	TP	L.G.C. 133.103(a)	+ \$25.00
Administrative Transaction Fee (applied to each additional collection of fines, fees, or restitution)	ATF	C.C.P. Art. 102.072	+ \$2.00
Arrest Fee (issuing a notice to appear in court or to an arrest made without a warrant)	BSPD EMPD GPD GWPD OCPD SO	C.C.P. Art. 102.011(a)(1)	+ \$5.00
Warrant Fee (law enforcement agency's processing of a warrant, <i>capias</i> , or <i>capias pro fine</i>)	WF	C.C.P. Art. 102.011(a)(2)	+ \$50.00
Bail Bond Fee (administrative fee for processing bail bond)	BBF	G.C. 41.258(b)	+ \$15.00
Jury Fee (fee imposed if conviction by jury)	JF	C.C.P. Art. 102.004(a)	+ \$20.00
Restitution Installments Fee (one-time administrative fee applied to restitution paid in installments)	RIF	C.C.P. Art. 42.037(g)(1)	+ \$12.00
Drug & Alcohol Evaluation (fee imposed on conviction of an offense relating to the driving or operating of a motor vehicle equal to the cost of an evaluation of the defendant)	EVAL	C.C.P. Art. 102.018(b)	+ actual cost
Peace Officer's Arrest Fee (applied on issuance of written Notice to Appear or making a warrantless arrest)	FSPO	C.C.P. Art. 102.011(a)(1)	+ \$5.00
Peace Officer's Service Fee (applied on execution of arrest warrant, <i>capias</i> , or <i>capias pro fine</i>)	FSPO	C.C.P. Art. 102.011(a)(2)	+ \$50.00
Peace Officer's Service Fee (applied on summoning a witness)	FSPO	C.C.P. Art. 102.011(a)(3)	+ \$5.00
Peace Officer's Service Fee (applied on serving a writ)	FSPO	C.C.P. Art. 102.011(a)(4)	+ \$35.00
Peace Officer's Service Fee (applied on taking and approving bond)	FSPO	C.C.P. Art. 102.011(a)(5)	+ \$10.00
Peace Officer's Service Fee (applied on commitment or release)	FSPO	C.C.P. Art. 102.011(a)(6)	+ \$5.00
Peace Officer's Service Fee (applied on summoning a jury)	FSPO	C.C.P. Art. 102.011(a)(7)	+ \$5.00

Miscellaneous Fees - continued

Peace Officer's Service Fee (applied each day attending a prisoner in a habeas corpus case)	FSPO	C.C.P. Art. 102.011(a)(8)	+ \$8.00
Peace Officer's Service Fee (mileage to perform duties - *plus reasonable meal and lodging expenses)	FSPO	C.C.P. Art. 102.011(b)	+ \$0.29/mile*
Peace Officer's Service Fee (conveyance of out-of-county witness - *plus actual travel expenses)	FSPO	C.C.P. Art. 102.011(c)	+ \$10/day*
Peace Officer's Service Fee (service of process and attendance at examining trial)	FSPO	C.C.P. Art. 102.011(d)	+ \$5.00
Peace Officer's Service Fee (overtime paid for time spent testifying in trial or traveling to and from testifying)	FSPO	C.C.P. Art. 102.011(i)	+ actual cost
Failure To Appear Fee (failure to appear for T.C. 706.002(a) offense or failure to pay fine and costs)	FTAF	T.C. Section 706.006	+ \$30.00

Other Fees

Miscellaneous	
FEE	AMOUNT
Searches (per name)	+ \$5.00
Copies (per page)	+ \$1.00
Certification	+ \$5.00
Returned Check	+ \$30.00

§ CODE OF CRIMINAL PROCEDURE**Article 42.037 RESTITUTION.**

- (g) (1) The court may require a defendant to make restitution under this article within a specified period or in specified installments. If the court requires the defendant to make restitution in specified installments, in addition to the installment payments, the court may require the defendant to pay a one-time restitution fee of \$12, \$6 of which the court shall retain for costs incurred in collecting the specified installments and \$6 of which the court shall order to be paid to the compensation to victims of crime fund.

Article 102.004 JURY FEE.

- (a) A defendant convicted by a jury in a trial before a justice or municipal court shall pay a jury fee of \$3. A defendant in a justice or municipal court who requests a trial by jury and who withdraws the request not earlier than 24 hours before the time of trial shall pay a jury fee of \$3, if the defendant is convicted of the offense or final disposition of the defendant's case is deferred. A defendant convicted by a jury in a county court, a county court at law, or a district court shall pay a jury fee of \$20.

Article 102.0045 FEE FOR JURY REIMBURSEMENT TO COUNTIES.

A person convicted of any offense, other than an offense relating to a pedestrian or the parking of a motor vehicle, shall pay as a court cost, in addition to all other costs, a fee of \$4 to be used to reimburse counties for the cost of juror services as provided by Section 61.0015, Government Code.

Article 102.005 FEES TO CLERKS.

- (a) A defendant convicted of an offense in a county court, a county court at law, or a district court shall pay for the services of the clerk of the court a fee of \$40.
- (f) A defendant convicted of an offense in a county court, a county court at law, or a district court shall pay a fee of \$25 for records management and preservation services performed by the county as required by Chapter 203, Local Government Code.

Article 102.008 FEES FOR SERVICES OF PROSECUTORS.

- (a) Except as provided by Subsection (b), a defendant convicted of a misdemeanor or a gambling offense shall pay a fee of \$25 for the trying of the case by the district or county attorney.

Article 102.011 FEES FOR SERVICES OF PEACE OFFICERS.

- (a) A defendant convicted of a felony or a misdemeanor shall pay the following fees for services performed in the case by a peace officer:
 - (1) \$5 for issuing a written notice to appear in court following the defendant's violation of a traffic law, municipal ordinance, or penal law of this state, or for making an arrest without a warrant;
 - (2) \$50 for executing or processing an issued arrest warrant, *capias*, or *capias pro fine* with the fee imposed for the services of:
 - (A) the law enforcement agency that executed the arrest warrant or *capias*, if the agency requests of the court, not later than the 15th day after the date of the execution of the arrest warrant or *capias*, the imposition of the fee on conviction; or
 - (B) the law enforcement agency that processed the arrest warrant or *capias*, if:
 - (i) the arrest warrant or *capias* was not executed; or
 - (ii) the executing law enforcement agency failed to request the fee within the period required by Paragraph (A) of this subdivision;
 - (3) \$5 for summoning a witness;
 - (4) \$35 for serving a writ not otherwise listed in this article;
 - (5) \$10 for taking and approving a bond and, if necessary, returning the bond to the courthouse;
 - (6) \$5 for commitment or release;
 - (7) \$5 for summoning a jury, if a jury is summoned; and
 - (8) \$8 for each day's attendance of a prisoner in a habeas corpus case if the prisoner has been remanded to custody or held to bail.
- (b) In addition to fees provided by Subsection (a) of this article, a defendant required to pay fees under this article shall also pay 29 cents per mile for mileage required of an officer to perform a service listed in this subsection and to return from performing that service. If the service provided is the execution of a writ and the writ is directed to two or more persons or the officer executes more than one writ in a case, the defendant is required to pay only mileage actually and necessarily traveled. In calculating mileage, the officer must use the railroad or the most practical route by private conveyance. The defendant shall also pay all necessary and reasonable expenses for meals and lodging incurred by the officer in the performance of services under this subsection, to the extent such expenses meet the requirements of Section 611.001, Government Code. This subsection applies to:
 - (1) conveying a prisoner after conviction to the county jail;
 - (2) conveying a prisoner arrested on a warrant or *capias* issued in another county to the court or jail of the county; and
 - (3) traveling to execute criminal process, to summon or attach a witness, and to execute process not otherwise described by this article.
- (c) If an officer attaches a witness on the order of a court outside the county, the defendant shall pay \$10 per day or part of a day spent by the officer conveying the witness and actual necessary expenses for travel by the most practical public conveyance. In order to receive expenses under this subsection, the officer must make a sworn statement of the expenses and the judge issuing the attachment must approve the statement.
- (d) A defendant shall pay for the services of a sheriff or constable who serves process and attends an examining trial in a felony or a misdemeanor case the same fees allowed for those services in the trial of a felony or a misdemeanor, not to exceed \$5.
- (i) In addition to fees provided by Subsections (a) through (g) of this article, a defendant required to pay fees under this article shall also pay the costs of overtime paid to a peace officer for time spent testifying in the trial of the case or for traveling to or from testifying in the trial of the case.

Article 102.014 COURT COSTS FOR CHILD SAFETY FUND IN MUNICIPALITIES.

- (c) A person convicted of an offense under Subtitle C, Title 7, Transportation Code, when the offense occurs within a school crossing zone as defined by Section 541.302 of that code, shall pay as court costs \$25 in addition to other taxable court costs. A person convicted of an offense under Section 545.066, Transportation Code, shall pay as court costs \$25 in addition to other taxable court costs.

Article 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.

Article 102.017 COURT COSTS; COURTHOUSE SECURITY FUND; MUNICIPAL COURT BUILDING SECURITY FUND; JUSTICE COURT BUILDING SECURITY FUND.

- (b) A defendant convicted of a misdemeanor offense in a county court, county court at law, or district court shall pay a \$3 security fee as a cost of court. A defendant convicted of a misdemeanor offense in a justice court shall pay a \$4 security fee as a cost of court. The governing body of a municipality by ordinance may create a municipal court building security fund and may require a defendant convicted of a misdemeanor offense in a municipal court to pay a \$3 security fee as a cost of court.

Article 102.0171 COURT COSTS: JUVENILE DELINQUENCY PREVENTION FUNDS.

- (a) A defendant convicted of an offense under Section 28.08, Penal Code, in a county court, county court at law, or district court shall pay a \$50 juvenile delinquency prevention and graffiti eradication fee as a cost of court.

Article 102.0178 COSTS ATTENDANT TO CERTAIN INTOXICATION AND DRUG CONVICTIONS.

- (a) In addition to other costs on conviction imposed by this chapter, a person shall pay \$60 as a court cost on conviction of an offense punishable as a Class B misdemeanor or any higher category of offense under:
 - (1) Chapter 49, Penal Code; or
 - (2) Chapter 481, Health and Safety Code.

Article 102.018 COSTS ATTENDANT TO INTOXICATION CONVICTIONS.

- (a) Except as provided by Subsection (d) of this article, on conviction of an offense relating to the driving or operating of a motor vehicle under Section 49.04, Penal Code, the court shall impose a cost of \$15 on a defendant if, subsequent to the arrest of the defendant, a law enforcement agency visually recorded the defendant with an electronic device. Costs imposed under this subsection are in addition to other court costs and are due whether or not the defendant is granted probation in the case. The court shall collect the costs in the same manner as other costs are collected in the case.
- (b) Except as provided by Subsection (d) of this article, on conviction of an offense relating to the driving or operating of a motor vehicle punishable under Section 49.04(b), Penal Code, the court shall impose as a cost of court on the defendant an amount that is equal to the cost of an evaluation of the defendant performed under Section 13(a), Article 42.12, of this code. Costs imposed under this subsection are in addition to other court costs and are due whether or not the defendant is granted probation in the case, except that if the court determines that the defendant is indigent and unable to pay the cost, the court may waive the imposition of the cost.

Article 102.0185 ADDITIONAL COSTS ATTENDANT TO INTOXICATION CONVICTIONS: EMERGENCY MEDICAL SERVICES, TRAUMA FACILITIES, AND TRAUMA CARE SYSTEMS.

- (a) In addition to the costs on conviction imposed by Articles 102.016 and 102.018, a person convicted of an offense under Chapter 49, Penal Code, except for Sections 49.02 and 49.031, shall pay \$100 on conviction of the offense.

Article 102.020 COSTS ON CONVICTION FOR OFFENSES REQUIRING DNA TESTING.

- (a) A person shall pay \$250 as a court cost on conviction of an offense listed in Section 411.1471(a)(1), Government Code, and \$50 as a court cost on conviction of an offense listed in Section 411.1471(a)(3) of that code.

Article 102.022 COSTS ON CONVICTION TO FUND STATEWIDE REPOSITORY FOR DATA RELATED TO CIVIL JUSTICE.

- (b) A defendant convicted of a moving violation in a justice court, county court, county court at law, or municipal court shall pay a fee of 10 cents as a cost of court.

Article 102.072 ADMINISTRATIVE FEE.

An officer listed in Article 103.003 or a community supervision and corrections department may assess an administrative fee for each transaction made by the officer or department relating to the collection of fines, fees, restitution, or other costs imposed by a court. The fee may not exceed \$2 for each transaction. This article does not apply to a transaction relating to the collection of child support.

§ GOVERNMENT CODE**Section 41.258 ASSISTANT PROSECUTOR SUPPLEMENT FUND AND FAIR DEFENSE ACCOUNT.**

- (b) A court, judge, magistrate, peace officer, or other officer taking a bail bond for an offense other than a misdemeanor punishable by fine only under Chapter 17, Code of Criminal Procedure, shall require the payment of a \$15 cost by each surety posting the bail bond, provided the cost does not exceed \$30 for all bail bonds posted at that time for an individual and the cost is not required on the posting of a personal or cash bond.

Section 51.703 ADDITIONAL FEES AND COSTS IN CERTAIN COUNTY COURTS.

- (b) In addition to other court costs, a person shall pay \$15 as a court cost on conviction of any criminal offense in a county court, including cases in which probation or deferred adjudication is granted. A conviction that arises under Chapter 521, Transportation Code, or a conviction under Subtitle C, Title 7, Transportation Code, is included, except that a conviction arising under any law that regulates pedestrians or the parking of motor vehicles is not included.

Section 51.851 ELECTRONIC FILING FEE.

- (d) In addition to other court costs, a person shall pay \$5 as a court cost on conviction of any criminal offense in a district court, county court, or statutory county court.

§ LOCAL GOVERNMENT CODE**Section 133.102 CONSOLIDATED FEES ON CONVICTION.**

- (a) A person convicted of an offense shall pay as a court cost, in addition to all other costs:
 - (2) \$83 on conviction of a Class A or Class B misdemeanor;
 - (3) \$40 on conviction of a nonjailable misdemeanor offense, including a criminal violation of a municipal ordinance, other than a conviction of an offense relating to a pedestrian or the parking of a motor vehicle.

Section 133.103 TIME PAYMENT FEE.

- (a) A person convicted of an offense shall pay, in addition to all other costs, a fee of \$25 if the person:
 - (1) has been convicted of a felony or misdemeanor; and
 - (2) pays any part of a fine, court costs, or restitution on or after the 31st day after the date on which a judgment is entered assessing the fine, court costs, or restitution.

Section 133.105 FEE FOR SUPPORT OF COURT-RELATED PURPOSES.

- (a) A person convicted of any offense, other than an offense relating to a pedestrian or the parking of a motor vehicle, shall pay as a court cost, in addition to all other costs, a fee of \$6 to be used for court-related purposes for the support of the judiciary.

Section 133.107 FEE FOR SUPPORT OF INDIGENT DEFENSE REPRESENTATION.

- (a) A person convicted of any offense, other than an offense relating to a pedestrian or the parking of a motor vehicle, shall pay as a court cost, in addition to other costs, a fee of \$2 to be used to fund indigent defense representation through the fair defense account established under Section 71.058, Government Code.

§ TRANSPORTATION CODE**Section 542.403 COURT COSTS.**

- (a) In addition to other costs, a person convicted of a misdemeanor under this subtitle shall pay \$3 as a cost of court.

Section 542.4031 STATE TRAFFIC FINE.

In addition to the fine prescribed by Section 542.401 or another section of this subtitle, as applicable, a person who enters a plea of guilty or nolo contendere to or is convicted of an offense under this subtitle shall pay \$30 as a state traffic fine.

Section 545.412 CHILD PASSENGER SAFETY SEAT SYSTEMS; OFFENSE.

- (b-1) In addition to all other fees and court costs, a person shall pay 15 cents as a court cost on conviction of an offense under this section...

Section 706.006 PAYMENT OF ADMINISTRATIVE FEE..

- (a) A person who fails to appear for a complaint or citation for an offense described by Section 706.002(a) shall be required to pay an administrative fee of \$30 for each complaint or citation reported to the department under this chapter, unless the person is acquitted of the charges for which the person failed to appear. The person shall pay the fee when:
 - (1) the court enters judgment on the underlying offense reported to the department;
 - (2) the underlying offense is dismissed; or
 - (3) bond or other security is posted to reinstate the charge for which the warrant was issued.
- (b) A person who fails to pay or satisfy a judgment ordering the payment of a fine and cost in the manner the court orders shall be required to pay an administrative fee of \$30.
- (c) The department may deny renewal of the driver's license of a person who does not pay a fee due under this section until the fee is paid. The fee required by this section is in addition to any other fee required by law.



Office of the Upshur County Clerk

Civil Filing Fees

Effective September 1, 2015

Ordinary Suit			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(1)(A)(ii)	\$40.00
Law Library Fee	LIBR	L.G.C. 323.023(a)	\$35.00
Courthouse Security Fee	CSF	L.G.C. 291.008(a)	\$5.00
Records Management Fee	RMP	L.G.C. 118.052(3)(G)	\$5.00
Records Preservation Fee	RPF-CC	G.C. 51.708(a)	\$10.00
Sixth Court of Appeals	6CA	G.C. 22.2071(b)	\$2.50
Twelfth Court of Appeals	12CA	G.C. 22.2131(b)	\$2.50
Court Reporter Fee	CRF	G.C. 51.601(a)	\$15.00
Indigency Fee	BCLSFI	L.G.C. 133.153(a)(1)	\$10.00
Judicial Fund	JUD	G.C. 51.703(a)	\$40.00
Judicial Support Fee	JSF	L.G.C. 133.154(a)	\$42.00
E-Filing Fee	EFF.C	G.C. 51.851(b)	\$30.00
TOTAL:			\$237.00
	CIT-CC	Each citation issued:	+ \$4.00
	SHERIFF	Each in-county service:	+ \$100.00

Civil Filing Fees - continued

Occupational License			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(1)(A)(ii)	\$40.00
Law Library Fee	LIBR	L.G.C. 323.023(a)	\$35.00
Courthouse Security Fee	CSF	L.G.C. 291.008(a)	\$5.00
Records Management Fee	RMP	L.G.C. 118.052(3)(G)	\$5.00
Records Preservation Fee	RPF-CC	G.C. 51.708(a)	\$10.00
Sixth Court of Appeals	6CA	G.C. 22.2071(b)	\$2.50
Twelfth Court of Appeals	12CA	G.C. 22.2131(b)	\$2.50
Court Reporter Fee	CRF	G.C. 51.601(a)	\$15.00
Indigency Fee	BCLSFI	L.G.C. 133.153(a)(1)	\$10.00
Judicial Fund	JUD	G.C. 51.703(a)	\$40.00
Judicial Support Fee	JSF	L.G.C. 133.154(a)	\$42.00
E-Filing Fee	EFF.C	G.C. 51.851(b)	\$30.00
TOTAL:			\$237.00
Each copy of order:			+ \$1.00/pg
Each certification of order:			+ \$5.00

Civil Filing Fees - continued

Bond Forfeiture			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(1)(A)(ii)	\$40.00
Citation Issuance Fee	CIT-CC	L.G.C. 118.052(3)(A)	\$4.00
Citation Issuance Fee	CIT2-CC	L.G.C. 118.052(3)(A)	\$4.00
Sheriff Service Fee	SHERIFF	L.G.C. 118.131(a)	\$100.00
Sheriff Service Fee	SHERIFF2	L.G.C. 118.131(a)	\$100.00
Law Library Fee	LIBR	L.G.C. 323.023(a)	\$35.00
Courthouse Security Fee	CSF	L.G.C. 291.008(a)	\$5.00
Records Management Fee	RMP	L.G.C. 118.052(3)(G)	\$5.00
Records Preservation Fee	RPF-CC	G.C. 51.708(a)	\$10.00
Sixth Court of Appeals	6CA	G.C. 22.2071(b)	\$2.50
Twelfth Court of Appeals	12CA	G.C. 22.2131(b)	\$2.50
Court Reporter Fee	CRF	G.C. 51.601(a)	\$15.00
Indigency Fee	BCLSFI	L.G.C. 133.153(a)(1)	\$10.00
Judicial Fund	JUD	G.C. 51.703(a)	\$40.00
Judicial Support Fee	JSF	L.G.C. 133.154(a)	\$42.00
E-Filing Fee	EFF.C	G.C. 51.851(b)	\$30.00
TOTAL:			\$445.00
	CIT-CC	Each additional citation issued:	+ \$4.00
	SHERIFF	Each additional in-county service:	+ \$100.00

Cross-Action / Counterclaim			
FEE	CODE	REFERENCE	AMOUNT
Counterclaim Fee	CCF	L.G.C. 118.052(1)(B)	\$30.00
County Judge Fee	CJF	L.G.C. 118.101	\$2.00
Indigency Fee	BCLSFI	L.G.C. 133.153(a)(1)	\$10.00
TOTAL:			\$42.00

Civil Filing Fees - continued

Petition of Non-Disclosure			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(1)(A)(ii)	\$40.00
Law Library Fee	LIBR	L.G.C. 323.023(a)	\$35.00
Courthouse Security Fee	CSF	L.G.C. 291.008(a)	\$5.00
Records Management Fee	RMP	L.G.C. 118.052(3)(G)	\$5.00
Records Preservation Fee	RPF-CC	G.C. 51.708(a)	\$10.00
Sixth Court of Appeals	6CA	G.C. 22.2071(b)	\$2.50
Twelfth Court of Appeals	12CA	G.C. 22.2131(b)	\$2.50
Court Reporter Fee	CRF	G.C. 51.601(a)	\$15.00
Indigency Fee	BCLSFI	L.G.C. 133.153(a)(1)	\$10.00
Judicial Fund	JUD	G.C. 51.703(a)	\$40.00
Judicial Support Fee	JSF	L.G.C. 133.154(a)	\$42.00
Non-Disclosure Fee	NDF	G.C. 103.0211(7)	\$28.00
E-Filing Fee	EFF.C	G.C. 51.851(b)	\$30.00
TOTAL:			\$265.00

Protective Order			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(1)(A)(ii)	\$40.00
Citation Issuance Fee	CIT-CC	L.G.C. 118.052(3)(A)	\$4.00
Sheriff Service Fee	SHERIFF	L.G.C. 118.131(a)	\$100.00
Law Library Fee	LIBR	L.G.C. 323.023(a)	\$35.00
Courthouse Security Fee	CSF	L.G.C. 291.008(a)	\$5.00
Records Management Fee	RMP	L.G.C. 118.052(3)(G)	\$5.00
Records Preservation Fee	RPF-CC	G.C. 51.708(a)	\$10.00
Sixth Court of Appeals	6CA	G.C. 22.2071(b)	\$2.50
Twelfth Court of Appeals	12CA	G.C. 22.2131(b)	\$2.50
Court Reporter Fee	CRF	G.C. 51.601(a)	\$15.00
Indigency Fee	BCLSFI	L.G.C. 133.153(a)(1)	\$10.00
Judicial Fund	JUD	G.C. 51.703(a)	\$40.00
Judicial Support Fee	JSF	L.G.C. 133.154(a)	\$42.00
Protective Order Fee	PROT-CC	F.C. 81.003(a)	\$16.00
E-Filing Fee	EFF.C	G.C. 51.851(b)	\$30.00
TOTAL:			\$357.00

Miscellaneous Fees

Writ of Possession			
Writ of Execution			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CC	L.G.C. 118.052(1)(C)(ii)	\$5.00
Sheriff Fee	SHERIFF	L.G.C. 118.131(a)	\$125.00
TOTAL:			\$130.00

Additional Service Fees

Additional Fees			
FEE	CODE	REFERENCE	AMOUNT
Jury Fee	JF	G.C. 51.604(a)	+ \$22.00
Abstract of Judgment	AJ	L.G.C. 118.052(1)(C)(i)	+ \$5.00

Other Fees

Miscellaneous	
FEE	AMOUNT
Order	+ \$2.00
Searches (per name)	+ \$5.00
Copies (per page)	+ \$1.00
Certification	+ \$5.00
Returned Check	+ \$30.00

§ FAMILY CODE**Section 81.003 FEES AND COSTS PAID BY PARTY FOUND TO HAVE COMMITTED FAMILY VIOLENCE.**

- (a) Except on a showing of good cause or of the indigence of a party found to have committed family violence, the court shall require in a protective order that the party against whom the order is rendered pay the \$16 protective order fee, the standard fees charged by the clerk of the court in a general civil proceeding for the cost of serving the order, the costs of court, and all other fees, charges, or expenses incurred in connection with the protective order.

§ GOVERNMENT CODE**Section 22.2071 APPELLATE JUDICIAL SYSTEM. [6th Court of Appeals]**

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

Section 22.2131 APPELLATE JUDICIAL SYSTEM. [12th Court of Appeals]

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

Section 51.601 COURT REPORTER SERVICE FEE.

- (a) The clerk of each court that has an official court reporter shall collect a court reporter service fee of \$15 as a court cost in each civil case filed with the clerk to maintain a court reporter who is available for assignment in the court.

Section 51.604 JURY FEE.

- (a) The district clerk shall collect a \$30 jury fee for each civil case in which a person applies for a jury trial. The clerk of a county court or statutory county court shall collect a \$22 jury fee for each civil case in which a person applies for a jury trial. The clerk shall note the payment of the fee on the court's docket.

Section 51.703 ADDITIONAL FEES AND COSTS IN CERTAIN COUNTY COURTS.

- (a) In addition to all other fees authorized or required by other law, the clerk of a county court with a judge who is entitled to an annual salary supplement from the state under Section 26.006 shall collect a \$40 filing fee in each civil case filed in the court to be used for court-related purposes for the support of the judiciary.

Section 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.

Section 51.851 ELECTRONIC FILING FEE.

- (b) In addition to other fees authorized or required by law, the clerk of the supreme court, a court of appeals, a district court, a county court, a statutory county court, or a statutory probate court shall collect a \$30 fee 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 to be used as provided by Section 51.852.

Section 103.0211 ADDITIONAL FEES AND COSTS IN CRIMINAL OR CIVIL CASES: GOVERNMENT CODE.

- (7) fee paid on filing a petition for an order of nondisclosure of criminal history record information in certain cases (Sec. 411.081, Government Code) . . . \$28.

§ LOCAL GOVERNMENT CODE**Section 118.052 FEE SCHEDULE.**

Each clerk of a county court shall collect the following fees for services rendered to any person:

- (1) CIVIL COURT ACTIONS
 - (A) Filing of Original Action (§ 118.053):
 - (i) Garnishment after judgment . . . \$15.00
 - (ii) All others . . . \$40.00
 - (B) Filing of Action Other than Original (§ 118.054) . . . \$30.00
 - (C) Services Rendered After Judgment in Original Action (§ 118.0545):
 - (i) Abstract of judgment . . . \$ 5.00
 - (ii) Execution, order of sale, writ, or other process . . . \$ 5.00
- (3) OTHER FEES
 - (A) Issuing Document (§ 118.059):
 - original document and one copy . . . \$ 4.00
 - each additional set of an original and one copy . . . \$ 4.00
 - (G) Records Management and Preservation Fee . . . \$ 5.00

Section 118.131 FEES SET BY COMMISSIONERS COURT.

- (a) The commissioners court of a county may set reasonable fees to be charged for services by the offices of the sheriff and constables.

Section 133.153 ADDITIONAL FILING FEES FOR CERTAIN ACTIONS AND PROCEEDINGS IN COURTS OTHER THAN DISTRICT COURT FOR BASIC CIVIL LEGAL SERVICES FOR INDIGENTS.

- (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 for statutory and constitutional county courts;

Section 133.154 ADDITIONAL FILING FEE IN DISTRICT COURT, STATUTORY COUNTY COURT, OR COUNTY COURT FOR SUPPORT OF JUDICIARY.

- (a) In addition to other fees authorized or required by law, the clerk of a district court, statutory county court, or county court shall collect a fee of \$42 on the filing of any civil suit to be used for court-related purposes for the support of the judiciary.

Section 291.008 FEE FOR SECURITY.

- (a) The commissioners court may set a fee not to exceed \$5 to be collected at the time of filing in each civil case filed in a county court, county court at law, or district court which shall be taxed as other costs. The county is not liable for the costs.

Section 323.023 LAW LIBRARY FUND.

- (a) A sum set by the commissioners court not to exceed \$35 shall be taxed, collected, and paid as other costs in each civil case filed in a county or district court, except suits for delinquent taxes. The county is not liable for the costs.



Office of the Upshur County Clerk

Probate Filing Fees

Effective September 1, 2015

Letters Testamentary		Texas Probate Code, Section 81	
Muniment of Title		Texas Probate Code, Section 89A	
Letters Of Administration		Texas Probate Code, Section 82	
Temporary Administration		Texas Probate Code, Section 131A	
Administration With Will Annexed		Texas Probate Code, Section 154	
Application For No Administration		Texas Probate Code, Section 139	
Foreign Will For Letters		Texas Probate Code, Section 95	
Heirship		Texas Probate Code, Section 49	
Receivership		Texas Probate Code, Section 885	
Community Administration		Texas Probate Code, Section 155	
Guardianship		Texas Probate Code, Section 682	
Temporary Guardianship		Texas Probate Code, Section 875	
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(2)(A)(i)(ii)(iv)	\$40.00
County Judge Fee	CJF	L.G.C. 118.101	\$2.00
Citation Issuance Fee	CIT-CC	L.G.C. 118.052(3)(A)	\$4.00
Sheriff Posting Fee	POST	L.G.C. 118.131(a)	\$50.00
Judicial Education	JED	L.G.C. 118.052(2)(A)(vi) & 118.064(a)	\$5.00
Judicial Fund	JUD	G.C. 51.703(a)	\$40.00
Judicial Support Fee	JSF	L.G.C. 133.154(a)	\$42.00
Records Management Fee	RMP	L.G.C. 118.052(3)(G) & 118.0645(a)	\$5.00
Records Preservation Fee	RPF-CC	G.C. 51.708(a)	\$10.00
Sixth Court of Appeals	6CA	G.C. 22.2071(b)	\$2.50
Twelfth Court of Appeals	12CA	G.C. 22.2131(b)	\$2.50
Law Library Fee	LIBR	L.G.C. 323.023(a)	\$35.00
Courthouse Security Fee	CSF	L.G.C. 291.008(a)	\$5.00
Indigency Fee	BCLSFI	L.G.C. 133.153(a)(1)	\$10.00
Court Reporter Fee	CRF	G.C. 51.601(a)	\$15.00
Court-Initiated Guardianship	GRD	L.G.C. 118.052(2)(E) & 118.067(a)	\$20.00
E-Filing Fee	EFF.C	G.C. 51.851(b)	\$30.00
TOTAL:			\$318.00
	CIT-CC	Each additional citation issued:	+ \$4.00
	SHERIFF	Each additional in-county service:	+ \$100.00

Probate Filing Fees - continued

Small Estates		Texas Probate Code, Section 137	
Foreign Will For Filing Only (no judicial action)		Texas Probate Code, Section 95	
Sale Of Minor's Property w/o Guardianship		Texas Probate Code, Section 889A	
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(2)(A)(iii)	\$40.00
County Judge Fee	CJF	L.G.C. 118.101	\$2.00
Judicial Education	JED	L.G.C. 118.052(2)(A)(vi) & 118.064(a)	\$5.00
Judicial Fund	JUD	G.C. 51.703(a)	\$40.00
Judicial Support Fee	JSF	L.G.C. 133.154(a)	\$42.00
Records Management Fee	RMP	L.G.C. 118.052(3)(G) & 118.0645(a)	\$5.00
Records Preservation Fee	RPF-CC	G.C. 51.708(a)	\$10.00
Sixth Court of Appeals	6CA	G.C. 22.2071(b)	\$2.50
Twelfth Court of Appeals	12CA	G.C. 22.2131(b)	\$2.50
Law Library Fee	LIBR	L.G.C. 323.023(a)	\$35.00
Courthouse Security Fee	CSF	L.G.C. 291.008(a)	\$5.00
Indigency Fee	BCLSFI	L.G.C. 133.153(a)(1)	\$10.00
Court Reporter Fee	CRF	G.C. 51.601(a)	\$15.00
Court-Initiated Guardianship	GRD	L.G.C. 118.052(2)(E) & 118.067(a)	\$20.00
E-Filing Fee	EFF.C	G.C. 51.851(b)	\$30.00
TOTAL:			\$264.00
	CIT-CC	Each citation issued:	+ \$4.00
	POST	Each citation posted:	+ \$50.00
	SHERIFF	Each in-county service:	+ \$100.00

Probate Filing Fees - continued

Mental Illness Commitments			
Chemical Dependency Commitments			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(2)(A)(v)	\$40.00
County Judge Fee	CJF	L.G.C. 118.101	\$2.00
Citation Issuance Fee	CIT-CC	L.G.C. 118.052(3)(A)	\$4.00
Sheriff Service Fee	SHERIFF	L.G.C. 118.131(a)	\$100.00
Judicial Education	JED	L.G.C. 118.052(2)(A)(vi) & 118.064(a)	\$5.00
Judicial Fund	JUD	G.C. 51.703(a)	\$40.00
Judicial Support Fee	JSF	L.G.C. 133.154(a)	\$42.00
Records Management Fee	RMP	L.G.C. 118.052(3)(G) & 118.0645(a)	\$5.00
Records Preservation Fee	RPF-CC	G.C. 51.708(a)	\$10.00
Sixth Court of Appeals	6CA	G.C. 22.2071(b)	\$2.50
Twelfth Court of Appeals	12CA	G.C. 22.2131(b)	\$2.50
Law Library Fee	LIBR	L.G.C. 323.023(a)	\$35.00
Courthouse Security Fee	CSF	L.G.C. 291.008(a)	\$5.00
Indigency Fee	BCLSF1	L.G.C. 133.153(a)(1)	\$10.00
Court Reporter Fee	CRF	G.C. 51.601(a)	\$15.00
Court-Initiated Guardianship	GRD	L.G.C. 118.052(2)(E) & 118.067(a)	\$20.00
E-Filing Fee	EFF.C	G.C. 51.851(b)	\$30.00
TOTAL:			\$368.00
Sheriff mileage to and from hospital:			+ actual cost

Adverse Action			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(2)(C)	\$40.00
County Judge Fee	CJF	L.G.C. 118.101	\$2.00
Court-Initiated Guardianship	GRD	L.G.C. 118.052(2)(E) & 118.067(a)	\$20.00
TOTAL:			\$62.00
	CIT-CC	Each citation issued:	+ \$4.00
	POST	Each citation posted:	+ \$50.00
	SHERIFF	Each in-county service:	+ \$100.00

Miscellaneous Fees

Application To Open Safe Deposit Box			
Emergency Application For Funeral Expense			
Emergency Application For Access To Personal Property			
Payment Of Claims Without Guardianship			
FEE	CODE	REFERENCE	AMOUNT
County Clerk Fee	CCFEE	L.G.C. 118.052(2)	\$40.00
County Judge Fee	CJF	L.G.C. 118.101	\$2.00
TOTAL:			\$42.00
	CIT-CC	Each citation issued:	+ \$4.00
	POST	Each citation posted:	+ \$50.00
	SHERIFF	Each in-county service:	+ \$100.00

Additional Service Fees (pending cases)

Probate Services		
FEE	REFERENCE	AMOUNT
Filing inventory after 90 days	L.G.C. 118.052(2)(B)(i)	+ \$25.00
Amended inventory	L.G.C. 118.052(2)(B)(vii)	+ \$25.00
Filing annual account	L.G.C. 118.052(2)(B)(iv)	+ \$25.00
Filing final account (includes posting fee)	L.G.C. 118.052(2)(B)(iv)	+ \$75.00
Amended annual account	L.G.C. 118.052(2)(B)(iv)	+ \$25.00
Amended final account (includes posting fee)	L.G.C. 118.052(2)(B)(iv)	+ \$75.00
Each claim in the estate	L.G.C. 118.052(2)(D)	+ \$2.00
Application to sell real or personal property	L.G.C. 118.052(2)(B)(v)	+ \$25.00
Decree confirming sale	L.G.C. 118.101(5)	+ \$2.00
Application to close estate		+ \$10.00

Additional Service Fees - continued

Guardianship Services		
FEE	REFERENCE	AMOUNT
Approving and recording bond	L.G.C. 118.052(2)(B)(ii)	+ \$3.00
Filing annual account or annual report	L.G.C. 118.052(2)(B)(vi)	+ \$10.00
Filing final account (includes posting fee)	L.G.C. 118.052(2)(B)(vi)	+ \$60.00
Amended annual account or annual report	L.G.C. 118.052(2)(B)(vi)	+ \$10.00
Amended final account (includes posting fee)	L.G.C. 118.052(2)(B)(vi)	+ \$60.00
Report of sale (real or personal property)		+ \$10.00

Other Fees

Miscellaneous	
FEE	AMOUNT
Oath	+ \$2.00
Issuance	+ \$4.00
Order	+ \$2.00
Will safekeeping	+ \$11.00
Searches (per name)	+ \$5.00
Claims	+ \$2.00
Letters	+ \$2.00
Copies (per page)	+ \$1.00
Certification	+ \$5.00
Jury Fee	+ \$22.00
Returned Check	+ \$30.00

Court Registry Funds

Interest Bearing	Local Government Code, Section 117.054
Custodial Account Fee - At the time of withdrawal, a fee in an amount equal to 10% of the interest earned.	

Non-Interest Bearing	Local Government Code, Section 117.055
Custodial Account Fee - At the time of withdrawal, a fee in an amount equal to 5% of the withdrawal, not to exceed \$50.00.	

§ GOVERNMENT CODE

Section 22.2071 APPELLATE JUDICIAL SYSTEM. [6th Court of Appeals]

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

Section 22.2131 APPELLATE JUDICIAL SYSTEM. [12th Court of Appeals]

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

Section 51.601 COURT REPORTER SERVICE FEE.

- (a) The clerk of each court that has an official court reporter shall collect a court reporter service fee of \$15 as a court cost in each civil case filed with the clerk to maintain a court reporter who is available for assignment in the court.

Section 51.703 ADDITIONAL FEES AND COSTS IN CERTAIN COUNTY COURTS.

- (a) In addition to all other fees authorized or required by other law, the clerk of a county court with a judge who is entitled to an annual salary supplement from the state under Section 26.006 shall collect a \$40 filing fee in each civil case filed in the court to be used for court-related purposes for the support of the judiciary.

Section 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.

Section 51.851 ELECTRONIC FILING FEE.

- (b) In addition to other fees authorized or required by law, the clerk of the supreme court, a court of appeals, a district court, a county court, a statutory county court, or a statutory probate court shall collect a \$30 fee 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 to be used as provided by Section 51.852.

§ LOCAL GOVERNMENT CODE

Section 117.054 COUNTY EXPENSES PAID FROM INTEREST.

- (a) If a special or separate account earns interest, the clerk, at the time of withdrawal, shall pay in a manner directed by a court with proper jurisdiction the original amount deposited into the registry of the court and any interest credited to the account in the manner calculated in Subsection (b).
- (b) The interest earned on a special account or a separate account shall be paid in the following amounts:
 - (1) 10 percent of the interest shall be paid to the general fund of the county to compensate the county for the accounting and administrative expenses of maintaining the account; and
 - (2) 90 percent of the interest shall be credited to the special or separate account.

Section 117.055 COUNTY EXPENSES PAID FROM FEES.

- (a) To compensate the county for the accounting and administrative expenses incurred in handling the registry funds that have not earned interest, including funds in a special or separate account, the clerk shall, at the time of withdrawal, deduct from the amount of the withdrawal a fee in an amount equal to five percent of the withdrawal but that may not exceed \$50. Withdrawal of funds generated from a case arising under the Family Code is exempt from the fee deduction provided by this section.
- (b) A fee collected under this section shall be deposited in the general fund of the county.

Section 118.052 FEE SCHEDULE. (Clerk of Court)

Each clerk of a county court shall collect the following fees for services rendered to any person:

- (2) **PROBATE COURT ACTIONS**
 - (A) Probate Original Action (§ 118.055):
 - (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 . . . \$40.00
 - (ii) Community survivors . . . \$40.00
 - (iii) Small estates . . . \$40.00
 - (iv) Declarations of heirship . . . \$40.00
 - (v) Mental health or chemical dependency services . . . \$40.00
 - (vi) Additional, special fee (§ 118.064) . . . \$ 5.00
 - (B) Services in Pending Probate Action (§ 118.056):
 - (i) Filing an inventory and appraisal (Secs. 118.052 and 118.056(d), Local Government Code) . . . \$25.00
 - (ii) Approving and recording bond . . . \$ 3.00
 - (iii) Administering oath . . . \$ 2.00
 - (iv) Filing annual or final account of estate . . . \$25.00
 - (v) Filing application for sale of real or personal property . . . \$25.00
 - (vi) Filing annual or final report of guardian of a person . . . \$10.00
 - (vii) Filing a document not listed under this paragraph after the filing of an order approving the inventory and appraisal or after the 120th day after the date of the initial filing of the action, whichever occurs first, if more than 25 pages . . . \$25.00
 - (C) Adverse Probate Action (§ 118.057) . . . \$40.00
 - (D) Claim Against Estate (§ 118.058) . . . \$ 2.00
 - (E) Supplemental Court-Initiated Guardianship Fee in Probate Original Actions and Adverse Probate Actions (§ 118.067) . . . \$20.00
- (3) **OTHER FEES**
 - (A) Issuing Document (§ 118.059):
 - original document and one copy . . . \$ 4.00
 - each additional set of an original and one copy . . . \$ 4.00
 - (G) Records Management and Preservation Fee . . . \$ 5.00

Section 118.064 ADDITIONAL FEE IN ORIGINAL PROBATE ACTION.

- (a) The fee "Additional, special fee" under Section 118.052(2)(A)(vi) is to be paid for each original action filed in a probate court and is in addition to all other fees.

Section 118.0645 RECORDS MANAGEMENT AND PRESERVATION FEE--PROBATE CASES.

- (a) The fee for "Records Management and Preservation" under Section 118.052 is for the records management and preservation services performed by the county as required by Chapter 203.

Section 118.067 SUPPLEMENTAL COURT-INITIATED GUARDIANSHIP FEE.

- (a) The "supplemental court-initiated guardianship fee" under Section 118.052(2)(E) is for the support of the judiciary in guardianships initiated under Section 683, Texas Probate Code.

Section 118.101 FEE SCHEDULE. (County Judge)

The county judge shall collect the following fees in probate matters:

- (1) Probate of a will \$2.00
- (2) Granting letters testamentary, letter of guardianship, or letter of administration \$2.00
- (3) Order of sale \$2.00
- (4) Approval and confirmation of sale \$2.00
- (5) Decree refusing order of sale or confirmation of sale \$2.00
- (6) Decree of partition and distribution \$2.00
- (7) Decree approving or setting aside the report of a commissioner of partition and distribution \$2.00

- (8) Decree removing an executor, administrator or guardian (with the fee to be paid by that executor, administrator, or guardian) \$1.00
- (9) Fiat or certificate \$2.00
- (10) Continuance \$0.10
- (11) Orders for which another fee is not prescribed \$2.00
- (12) Administering oath or affirmation with certificate and seal \$2.00
- (13) Administering oath or affirmation without certificate and seal \$0.25

Section 118.131 FEES SET BY COMMISSIONERS COURT.

- (a) The commissioners court of a county may set reasonable fees to be charged for services by the offices of the sheriff and constables.

Section 133.153 ADDITIONAL FILING FEES FOR CERTAIN ACTIONS AND PROCEEDINGS IN COURTS OTHER THAN DISTRICT COURT FOR BASIC CIVIL LEGAL SERVICES FOR INDIGENTS.

- (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 for statutory and constitutional county courts;

Section 133.154 ADDITIONAL FILING FEE IN DISTRICT COURT, STATUTORY COUNTY COURT, OR COUNTY COURT FOR SUPPORT OF JUDICIARY.

- (a) In addition to other fees authorized or required by law, the clerk of a district court, statutory county court, or county court shall collect a fee of \$42 on the filing of any civil suit to be used for court-related purposes for the support of the judiciary.

Section 291.008 FEE FOR SECURITY.

- (a) The commissioners court may set a fee not to exceed \$5 to be collected at the time of filing in each civil case filed in a county court, county court at law, or district court which shall be taxed as other costs. The county is not liable for the costs.

Section 323.023 LAW LIBRARY FUND.

- (a) A sum set by the commissioners court not to exceed \$35 shall be taxed, collected, and paid as other costs in each civil case filed in a county or district court, except suits for delinquent taxes. The county is not liable for the costs.