

| <b>COURT COSTS</b><br><b>For conviction of offenses committed on or after September 1, 2017</b> |             |              |              |              |               |              |              |             |                      |
|---|-------------|--------------|--------------|--------------|---------------|--------------|--------------|-------------|----------------------|
| OFFENSE/DESCRIPTION   | State<br>CF | State<br>JSF | State<br>IDF | State<br>JRF | State<br>TPDF | State<br>STF | Local<br>TFC | Local<br>CS | Total                |
| <b>Municipal Ordinance</b>  |             |              |              |              |               |              |              |             |                      |
| • Parking (authorized by Section 542.202 or Chapter 682, Transportation Code)                   | N/A         | N/A          | N/A          | N/A          | N/A           | N/A          | N/A          | *1          | *1                   |
| • Pedestrian  | N/A         | N/A          | N/A          | N/A          | N/A           | N/A          | N/A          | N/A         | N/A                  |
| • Other city ordinances not categorized above   | 40.00       | 6.00         | 2.00         | 4.00         | 2.00          | N/A          | N/A          | N/A         | 54.00                |
| <b>State Law</b>  |             |              |              |              |               |              |              |             |                      |
| ✦ Transportation Code, Rules of the Road (Chapters 541-600)                                     |             |              |              |              |               |              |              |             |                      |
| • Parking and Pedestrian (in school crossing zone)  | N/A         | N/A          | N/A          | N/A          | N/A           | 30.00        | 3.00         | 25.00       | 58.00                |
| • Parking and Pedestrian (outside school crossing zone)   | N/A         | N/A          | N/A          | N/A          | N/A           | 30.00        | 3.00         | N/A         | 33.00                |
| • Passing a School Bus (Section 545.066)  | 40.00       | 6.00         | 2.00         | 4.00         | 2.00          | 30.00        | 3.00         | 25.00       | 112.10 <sup>*2</sup> |
| • Other Rules of the Road offense in a school crossing zone                                     | 40.00       | 6.00         | 2.00         | 4.00         | 2.00          | 30.00        | 3.00         | 25.00       | 112.00 <sup>*2</sup> |
| • Other Rules of the Road offense outside a school crossing zone                                | 40.00       | 6.00         | 2.00         | 4.00         | 2.00          | 30.00        | 3.00         | N/A         | 87.00 <sup>*2</sup>  |
| ✦ Parking and Pedestrian Offense (not under the Rules of the Road)                              | N/A         | N/A          | N/A          | N/A          | N/A           | N/A          | N/A          | N/A         | N/A                  |
| ✦ Education Code  |             |              |              |              |               |              |              |             |                      |
| • Parent Contributing to Nonattendance (Section 25.093)   | 40.00       | 6.00         | 2.00         | 4.00         | 2.00          | N/A          | N/A          | 20.00       | 74.00                |
| ✦ All other fine-only misdemeanors not mentioned above  | 40.00       | 6.00         | 2.00         | 4.00         | 2.00          | N/A          | N/A          | N/A         | 54.00 <sup>*2</sup>  |

For the purpose of assessing, imposing, and collecting most court costs and fees, a person is considered to have been convicted if, pursuant to Section 133.101 of the Local Government Code or the specific statute authorizing the court cost, either: a judgment, sentence or both are imposed on the person; or the person receives a DSC, deferred disposition, or some other deferral (see Articles 45.051-45.053 of the Code of Criminal Procedure). In contrast, this expanded definition of conviction does not appear in the statute establishing the Juror Reimbursement Fee.

**\*1 Additional Child Safety Fund costs:**

- \$2-\$5 court cost for cities with population greater than 850,000 that have adopted appropriate ordinance, regulation, or order (mandatory).
- Up to \$5 court cost for cities with population less than 850,000 that have adopted appropriate ordinance, regulation, or order (optional).

**\*2 MVF:** Add 10¢ court cost on all moving violations. Moving violations are found in Title 37, Section 15.89(b) of the Texas Administrative Code. Note that some moving violations are in codes other than the Transportation Code. Because passing a school bus is a moving violation, the 10¢ has already been calculated into the total.

| Abbreviation | Name of Cost/Fee                      | Legal Reference                              | Applies To   | Portion Remitted, Retained   |
|--------------|---------------------------------------|--|--|--|
| <b>CF</b>    | Consolidated Fee                      | Section 133.102, Local Government Code       | All but parking and pedestrian offenses  | 90% State, 10% City<br>If timely remitted on quarterly report  |
| <b>JSF</b>   | Judicial Support Fee                  | Section 133.105, Local Government Code       | All but parking and pedestrian offenses  | 90% State, 10% City<br>If timely remitted on quarterly report <ul style="list-style-type: none"> <li>Portion retained by city must be used to promote the efficient operation of the court and the investigation, prosecution, and enforcement of offenses within the court's jurisdiction.</li> </ul>                         |
| <b>IDF</b>   | Indigent Defense Fund                 | Section 133.107, Local Government Code       | All but parking and pedestrian offenses  | 90% State, 10% City<br>If timely remitted on quarterly report  |
| <b>JRF</b>   | Juror Reimbursement Fee               | Article 102.0045, Code of Criminal Procedure | All but parking and pedestrian offenses  | 90% State, 10% City<br>If timely remitted on quarterly report  |
| <b>TPDF</b>  | Truancy Prevention and Diversion Fund | Article 102.015, Code of Criminal Procedure  | All but parking and pedestrian offenses  | 50% State, 50% City <ul style="list-style-type: none"> <li>If city is operating, establishing, or attempting to establish a JCM program; otherwise 100% to State</li> <li>Remitted on quarterly report</li> <li>Must be used to operate or establish a JCM program</li> </ul>  |
| <b>STF</b>   | State Traffic Fine                    | Section 542.4031, Transportation Code        | Rules of the Road offenses (Chapters 541-600, Transportation Code)   | 95% State, 5% City<br>If timely remitted on quarterly report   |
| <b>TFC</b>   | Local Traffic Fee                     | Section 542.403, Transportation Code         | Rules of the Road offenses (Chapters 541-600, Transportation Code)   | 100% City  |
| <b>CS</b>    | Child Safety Fund                     | Article 102.014, Code of Criminal Procedure  | Rules of the Road offenses occurring in a school crossing zone; passing a school bus; parent contributing to nonattendance; some city ordinance parking violations | 100% City <ul style="list-style-type: none"> <li>Must be deposited in municipal child safety trust fund in municipalities with population greater than 850,000</li> <li>For others, shall first fund school crossing guard program with excess expended for programs designed to enhance public safety and security</li> </ul> |
| <b>MVF</b>   | Moving Violation Fee                  | Article 102.022, Code of Criminal Procedure  | Moving violations (Title 37, Section 15.89(b) of the Texas Administrative Code)  | 90% State, 10% City<br>If timely remitted on quarterly report  |

**FEES** (add the following whenever they apply):

✦ The following fees are collected upon conviction for **services performed by a peace officer** (Article 102.011 of the Code of Criminal Procedure and Section 133.104 of the Local Government Code):

- \$5 arrest fee for issuing a written notice to appear in court following the defendant's violation of a traffic law, municipal ordinance, penal law, or for making an arrest without a warrant; when service is performed by a peace officer employed by the State, 20% is sent to the State on the quarterly report.
- \$50 warrant fee for executing or processing an issued arrest warrant, capias, or capias pro fine; when service is performed by a peace officer employed by the State, 20% is sent to the State on the quarterly report; when service is performed by another agency, that agency can request the amount of the fee.
- \$5 for serving a subpoena.
- \$5 for summoning a jury.
- \$35 for serving any other writ (includes summons for a defendant or a child's parent).
- Other costs: costs for peace officer's time testifying off duty or mileage for certain transports.

✦ Fees created by city ordinance

- **Juvenile Case Manager Fee:** up to \$5 on every conviction if governing body has passed required ordinance establishing a juvenile case manager fund and has hired a juvenile case manager; to be used only to finance the salary, benefits, training, travel expenses, office supplies, and other necessary expenses of the juvenile case manager. Once those costs are paid, funds may be used to implement programs directly related to the juvenile case manager (Article 102.0174 of the Code of Criminal Procedure).
- **Municipal Court Building Security Fund:** \$3 on every conviction if governing body has passed required ordinance establishing building security fund; to be used only for security personnel, services, and items related to buildings that house the operation of the municipal court (Article 102.017 of the Code of Criminal Procedure).
- **Municipal Court Technology Fund:** up to \$4 on every conviction if governing body has passed required ordinance establishing the municipal court technology fund; to be used only to finance the purchase of or to maintain technological enhancements for the municipal court (Article 102.0172 of the Code of Criminal Procedure).
- **Special Expense Fee:** up to \$25 for execution of a warrant for failure to appear or violation of promise to appear if governing body has passed required ordinance (Article 45.203 of the Code of Criminal Procedure).

✦ **Jury Fees**

- \$3.00 fee collected upon conviction when a case is tried before a jury or when the defendant requested a jury trial and then withdrew the request within 24 hours of the trial setting (Article 102.004 of the Code of Criminal Procedure).
- Actual costs incurred for impanelling a jury when the defendant fails to appear for a jury trial (Article 45.026 of the Code of Criminal Procedure).

✦ **Time Payment Fee:** \$25 fee on conviction if defendant pays any part of the fine, court costs, fees, or restitution on or after the 31<sup>st</sup> day after the date judgment is entered; 50% is remitted to the State on the quarterly report; 50% stays with the city; \$2.50 of that shall be used for the purpose of improving the efficiency of the administration of justice and the city shall prioritize the needs of the judicial officer who collected the fee (Section 133.103 of the Local Government Code).

✦ **Restitution Fee:** \$12 optional fee if defendant pays restitution in installments; 50% remitted to the State for the crime victims' compensation fund (Article 42.037 of the Code of Criminal Procedure).

✦ Contractual enforcement options:

- **OmniBase Fee:** \$30 for failure to appear or failure to satisfy a judgment for any fine-only offense if city has contracted with the Department of Public Safety to deny renewal of driver's licenses; 66% is sent to the State on the quarterly report; 33% is retained by the city out of which OmniBase is paid (Sections 706.006 and 706.007 of the Transportation Code).
- **Scofflaw Fee:** \$20 optional fee for failure to appear or satisfy a judgment on an outstanding warrant for violation of a traffic law if the city has contracted with the Department of Motor Vehicles to deny renewal of vehicle registration; entire fee goes to the county tax-assessor (Section 702.003 of the Transportation Code).
- **Third Party Collection Fee:** 30% of the unpaid fines, fees, costs, restitution, or forfeited bonds if the city has a contract with a third party collections agency and the amount is more than 60 days past due or more than 60 days have elapsed since the defendant's failure to appear (Article 103.0031 of the Code of Criminal Procedure).