

# COURT COSTS



**For Conviction of Offenses Committed on or after September 1, 2001**  
 (Except for Child Safety Fund, which is for convictions that occur on or after September 1, 2001)

77<sup>th</sup> Legislative Changes Underlined

OFFENSE/DESCRIPTION	State JCPT	State FA	State CVC	State CCC	State JCD	State CMI	Local TFC	Local CS	Total <sup>*2</sup>
<b>MUNICIPAL ORDINANCES</b>									
■ Parking (authorized by Sections 542.202-5542.203, 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 Municipal Ordinances									
• Punishable by a fine of \$200 or less	2.00	5.00	15.00	17.00	<u>.50</u>	<u>.50</u>	N/A	N/A	<u>40.00</u>
• Punishable by a fine of \$201-\$500	2.00	5.00	35.00	17.00	<u>.50</u>	<u>.50</u>	N/A	N/A	<u>60.00</u>
• Punishable by a fine of more than \$500	2.00	5.00	35.00	40.00	<u>.50</u>	<u>.50</u>	N/A	N/A	<u>83.00</u>
<b>STATE LAW</b>									
■ Transportation Code, Subtitle C, Rules of the Road									
• Parking & Pedestrian (in school crossing zone)	N/A	N/A	N/A	N/A	N/A	N/A	3.00	<u>25.00</u>	<u>28.00</u>
• Parking & Pedestrian (outside school crossing zone)	N/A	N/A	N/A	N/A	N/A	N/A	3.00	N/A	3.00
• Overtaking & passing a school bus, Section 545.066	2.00	5.00	35.00	17.00	<u>.50</u>	<u>.50</u>	3.00	<u>25.00</u>	<u>88.00</u>
• Other (outside school crossing zone)	2.00	5.00	15.00	17.00	<u>.50</u>	<u>.50</u>	3.00	N/A	<u>43.00</u>
• Other (in school crossing zone)	2.00	5.00	15.00	17.00	<u>.50</u>	<u>.50</u>	3.00	<u>25.00</u>	<u>68.00</u>
■ Transportation Code, Section 601.192, Failure to Maintain Financial Responsibility									
• First conviction	2.00	5.00	15.00	17.00	<u>.50</u>	<u>.50</u>	N/A	N/A	<u>40.00</u>
• Subsequent convictions	2.00	5.00	35.00	17.00	<u>.50</u>	<u>.50</u>	N/A	N/A	<u>60.00</u>
■ Education Code									
• Parent Contributing to Truancy, Section 25.093	2.00	5.00	15.00	17.00	<u>.50</u>	<u>.50</u>	N/A	20.00	<u>60.00</u>
• Failure to Attend School, Section 25.094	2.00	5.00	15.00	17.00	<u>.50</u>	<u>.50</u>	N/A	20.00	<u>60.00</u>
■ All other misdemeanors									
• Punishable by a fine of \$500 or less	2.00	5.00	15.00	17.00	<u>.50</u>	<u>.50</u>	N/A	N/A	<u>40.00</u>
• Punishable by a fine of more than \$500	2.00	5.00	35.00	17.00	<u>.50</u>	<u>.50</u>	N/A	N/A	<u>60.00</u>

\*Add applicable fees and other costs whenever they apply. See chart on reverse side for additional costs and fees.



- \*1 ■ \$2-\$5 court costs for cities with population greater than 850,000 that have adopted appropriate ordinance, regulation, or order (mandatory).
- Up to \$5 court costs for cities with population less than 850,000 that have adopted appropriate ordinance, regulation, or order (optional).

\*2 **FEES (Add the following fees whenever they apply.):**

- Applicable fees for services of peace officers under Article 102.011, Code of Criminal Procedure (C.C.P.).
  - **Arrest Fee:** \$5.00 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 percent (\$1.00) is sent to the State.
  - **Warrant Fee:** \$50.00 for executing or processing an issued arrest warrant or capias. When service is performed by a peace officer employed by the State, 20 percent (\$10.00) is sent to the State.
  - **Summoning a Witness:** \$5.00 for serving a subpoena.
  - **Summoning a Jury:** \$5.00 for summoning a jury.
  - **Service of a Summons** (for a defendant or a child's parents): \$35.
  - **Other costs: Costs for peace officer's time testifying while off duty.**
- **Time Payment Fee:** The court shall collect a fee of \$25 from a person who has been convicted and ordered to pay a fine, court costs, or restitution and seeks to pay the fine, court costs or restitution over a period of time. Fee due on or after the 31<sup>st</sup> day after the date on which the judgment is entered. One-half (\$12.50) is sent to the State. One-tenth (\$2.50) is retained locally for judicial efficiency. Four-tenths (\$10.00) are retained locally with no restrictions. (Section 51.921, Government Code)
- **Municipal Court Building Security Fee:** \$3.00 on every conviction if governing body has passed required ordinance establishing building security fund. (Article 102.017, C.C.P.)
- **Municipal Court Technology Fund:** Up to \$4.00 on every conviction if governing body has passed required ordinance establishing the municipal court technology fund. **Fund expires September 1, 2005** (Article 102.0712, C.C.P.)
- **Traffic Law Failure to Appear (FTA):** \$30.00 for failure to appear or failure to pay or satisfy a judgment for violation of any fine-only offense **if city has contracted with the Department of Public Safety** to provide information necessary for the department to deny renewal of driver's licenses. Two-thirds (\$20.00) are sent to the State. One-third (\$10.00) is retained locally. Applies on any violation that municipal court has jurisdiction of under Article 4.14, C.C.P. (Chapter 706, Transportation Code [T.C.])
- **Special Expense:** Not to exceed \$25.00; collected when warrant for *failure to appear* or *violate promise to appear* served. City ordinance required to authorize collection. (Article 45.203, C.C.P.)
- **Jury Fee:** \$3.00 fee collected upon conviction when case tried before a jury. \$3.00 fee collected upon conviction if defendant had requested a jury trial and then withdrew the request not earlier than 24 hours before the time of trial; fee to be paid even if case is deferred. (Article 102.004, C.C.P.)

**Seat Belt & Child Safety Systems:** City must remit 50 percent of the fines collected for violations of the seat belt and child safety systems statutes (Sections 545.412 & 545.413, T.C.). Remittance must be done at the end of the city's fiscal year.

**Excess Fines:** Cities with population less than 5,000 must remit all but one dollar of fines and special expenses under Article 54.051, Code of Criminal Procedure for Title 7, Transportation Code offenses when the fines and special expenses for such offenses reach 30 percent of the city's budget less any federal money. (Section 542.402(b), T. C.)

**Ten Dollar Fees:** A \$10 fee may be collected in the following instances upon dismissing a case: 1) Expired driver's license or expired registration when a defendant remedies within 10 working days and presents proof to the court of a valid driver's license or registration (Sections 521.026 & 502.407, T.C.); 2) When an inspection certificate is expired less than 60 days and the defendant remedies it within 10 working days and presents evidence to the court (Section 548.605, T.C.). A court may also assess a \$10 fee when it grants a driving safety course (Article 45.0511(f), C.C.P.). When a court grants teen court, the court may collect two \$10 fees – one is kept by the city for administering teen court, the other is disbursed to the teen court program (Article 45.052(e) & (g), C.C.P.).

Name of Cost/Fee	Legal Reference	Abbreviation
Judicial and Court Personnel Training Fund	Government Code, Section 56.001	JCPT
Fugitive Apprehension Fund	Code of Criminal Procedure, Article 102.019	FA
Compensation to Victims of Crime Fund	Code of Criminal Procedure, Article 56.55	CVC
Consolidate Court Costs Fund	Code of Criminal Procedure, Article 102.075	CCC
Juvenile Crime and Delinquency Fund	Code of Criminal Procedure, Article 102.075(m)	JCD
Correctional Management Institute & Criminal Justice Center Fund	Code of Criminal Procedure, Article 102.075	CMI
Traffic Fund	Transportation Code, Section 542.403	TFC
Child Safety Fund	Code of Criminal Procedure, Article 102.014	CS