



# Municipal Court Convictions Court Cost Chart

## Fines & Reimbursement Fees

### (ORIGINAL JURISDICTION)

A court must conduct an ability to pay hearing during or immediately after imposing the sentence in a case<sup>1</sup>  
Judges have authority to reduce or waive court costs and reimbursement.<sup>2</sup>

		A	B	C	D	E	F	G	H	I	J
<b>MANDATORY COURT COSTS</b>											
<i>Always charged on conviction, and when assessing, "conviction" includes deferred adjudication and deferred disposition – Local Gov't Code §§ 133.101 and 134.002(b)</i>											
1	State Consolidated Court Cost - LGC § 133.102(a)(3)	62	62	62	62	62	0	0	0	0	62
2	Local Consolidated Court Cost - LGC § 134.103(a)	14	14	14	14	14	14	14	14	14	14
<b>MANDATORY REIMBURSEMENT FEES</b>											
3	Admin Fee (FTA) - TC § 706.006(a) <sup>3</sup>	10	10	10	10	10	10	10	10	10	10
4	Admin Fee (FTP) - TC § 706.006(b) <sup>4</sup>	10	10	10	10	10	10	10	10	10	10
5	Impoundment Fee - TC § 601.263	15	15	N/A	N/A	15	15	N/A	15	N/A	15
6	Deferred Disposition Fee (Alcohol/Drug Program) - CCP Art. 45.051(g)	X	X	X	X	X	X	X	X	X	X
7	Deferred Disposition Fee (DPS Examination) - CCP Art. 45.051(b-2)	*	*	N/A	*	N/A	*	N/A	N/A	N/A	N/A
8	Expunction Filing Fee (Alcohol (Minor)) – Alco. Bev. Code § 106.12(e)	N/A	N/A	N/A	N/A	30	N/A	N/A	N/A	N/A	N/A
9	Expunction Filing Fee (Certain Conv (Minor) – CCP Art. 45.0216(i)	30	30	30	30	30	30	30	30	30	30
10	Expunction Filing Fee (Tobacco (Minor)) – HSC § 161.255(b)	N/A	N/A	N/A	N/A	30	N/A	N/A	N/A	N/A	N/A
11	Peace Officer: Attach Witness – CCP Art. 102.011(c)	10	10	10	10	10	10	10	10	10	10
12	Peace Officer: Commit or Release from Jail - CCP Art. 102.011(a)(6)	5	5	5	5	5	5	5	5	5	5
13	Peace Officer: Execute or Process AW, Capias or Capias Pro Fine - CCP Art. 102.011(a)(2), 102.011(e) <sup>5</sup>	50	50	50	50	50	50	50	50	50	50
14	Peace Officer: Issue NTA or Arrest W/O Warrant - CCP Art. 102.011(a)(1), 102.011(e) <sup>6</sup>	5	5	5	5	5	5	5	5	5	5
15	Peace Officer: Meals, Lodging, and Mileage - CCP Art. 102.011(b)	X	X	X	X	X	X	X	X	X	X
16	Peace Officer: Testifying at Trial or Travel to/from Trial - CCP Art. 102.011(i)	X	X	X	X	X	X	X	X	X	X

<sup>1</sup> C.C.P., art. 45.041

<sup>2</sup> C.C.P., art. 45.0491

<sup>3</sup> **Do not assess** if the city does not have a contract with DPS to deny renewal of a person's driver's license under certain circumstances or if the court made a finding that the defendant is indigent. The fee applies to each complaint or citation reported to DPS.

<sup>4</sup> **Do not assess** if the city does not have a contract with DPS to deny renewal of a person's driver's license under certain circumstances or if the court made a finding that the defendant is indigent.

<sup>5</sup> Assess on each arrest made, even if the arrests arise out of the same criminal episode or transaction.

<sup>6</sup> Assess on each arrest made, even if the arrests arise out of the same criminal episode or transaction.



## Municipal Court Convictions Court Cost Chart – 01/01/2020

**A      B      C      D      E      F      G      H      I      J**

17	Peace Officer: Serve Writ - CCP Art. 102.011(a)(4)	35	35	35	35	35	35	35	35	35	35	
18	Peace Officer: Summon Jury - CCP Art. 102.011(a)(7)	5	5	5	5	5	5	5	5	5	5	
19	Peace Officer: Summon Witness - CCP Art. 102.011(a)(3)	5	5	5	5	5	5	5	5	5	5	
20	Peace Officer: Take & Approve Bond - CCP Art. 102.011(a)(5)	10	10	10	10	10	10	10	10	10	10	
21	Time Payment Fee - CCP Art. 102.030 (formerly LGC § 133.103)	15	15	15	15	15	15	15	15	15	15	
<b>OPTIONAL REIMBURSEMENT FEES</b>												
22	City Scofflaw Fee: Failure to Appear or Pay – TC § 702.003 (e-1) <sup>7</sup>	20	20	N/A	20	N/A	20	20	20	20	N/A	
23	Deferred Disposition Fee – Testing & Assessment – CCP Art. 45.051(b)(7)	X	X	X	X	X	X	X	X	X	X	
24	Driving Record Fee – CCP Art. 45.0511(c-1)	12	12	N/A	12	N/A	N/A	N/A	N/A	N/A	12	
25	Driving Safety Course (Mandatory) – CCP Art. 45.0511(f)(1)	≤ 10	≤ 10	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
26	Failure to Appear (Jury Trial) – CCP Art. 45.026(a)	X	X	X	X	X	X	X	X	X	X	
27	Fee for Processing Certain Payments – LGC §§ 132.002 & 132.003	X	X	X	X	X	X	X	X	X	X	
28	Teen Court (Admin Fee) – CCP Art. 45.052(e), Family Code §54.032(g) <sup>8</sup>	≤ 10	≤ 10	≤ 10	≤ 10	≤ 10	≤ 10	≤ 10	≤ 10	≤ 10	≤ 10	
29	Teen Court (Duties Fee) – CCP Art. 45.052(g), Family Code §54.032(g) <sup>9</sup>	10	10	10	10	10	10	10	10	10	10	
30	Affirmative Defense Dismissal Fee – TC 522.011(f)	N/A	N/A	N/A	N/A	≤ 10	N/A	N/A	N/A	N/A	N/A	
31	Transaction Fee – CCP, art. 102.072	≤ \$2	≤ \$2	≤ \$2	≤ \$2	≤ \$2	≤ \$2	≤ \$2	≤ \$2	≤ \$2	≤ \$2	
<b>FEES REPEALED</b>												
-	Disposition of Confiscated Game Court Cost – PWC, § 12.110(b) <i>REPEALED</i>						No longer assessed.					
-	El Paso Motion to Waive Speedy Trial Fee – GC, § 54.745(b), (c) <i>REPEALED BY AMENDING</i>						No longer assessed.					
-	El Paso Municipal Court Appellate Docket Fee – GC, § 30.00147(b),(g) <i>REPEALED</i>						No longer assessed.					
-	Fee for Preparation of the Clerk’s Record (Municipal Court) – GC, § 30.00014(f) <i>REPEALED</i>						No longer assessed.					
-	Indigent Defense Fee – LGC, § 133.107 <i>REPEALED</i>						No longer assessed.					
-	Judicial Support Fee – LGC, § 133.105(a) <i>REPEALED</i>						No longer assessed.					
-	Juror Reimbursement Fee – CCP, art. 102.0045 <i>REPEALED</i>						No longer assessed.					
-	Jury Fee – CCP, art. 102.004 <i>REPEALED</i>						No longer assessed.					
-	Juvenile Case Manager Fee – CCP, art. 102.0174 <i>REPEALED</i>						No longer assessed.					

<sup>7</sup> **Do not assess** if the city does not have a contract with the Department of Motor Vehicles or County Assessor-Collector to deny registration of a motor vehicle if the owner of that vehicle has an outstanding warrant from the city for failure to appear or failure to pay a fine on a complaint that involves a traffic violation.

<sup>8</sup> If the court is located in the Texas-Louisiana border region, the fee is \$20.

<sup>9</sup> If the court is located in the Texas-Louisiana border region, the fee is \$20.



## Municipal Court Convictions Court Cost Chart – 01/01/2020

	A	B	C	D	E	F	G	H	I	J
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- Moving Violation Fee (aka TCOLE Court Cost) – CCP, art. 102.022 <i>REPEALED<sup>10</sup></i>	No longer assessed.									
- Municipal Court Building Security Fee – CCP, art. 102.017(b) <i>REPEALED BY AMENDING</i>	No longer assessed.									
- Municipal Court Technology Fee – CCP, art. 102.0172(a) <i>REPEALED BY AMENDING</i>	No longer assessed.									
- Restitution Installment Fee – CCP, art. 42.037(g) <i>REPEALED BY AMENDING</i>	No longer assessed.									
- Truancy Prevention & Diversion Court Cost – CCP, art 102.015(b) <i>REPEALED BY REDESIGNATING AND AMENDING<sup>11</sup></i>	No longer assessed.									

<sup>10</sup> HB 2048, which passed the same year as SB 346, does not impact the repeal of the moving violation fee by the 86<sup>th</sup> Legislature.

<sup>11</sup> The article was redesignated and transferred to the Local Government Code as § 133.125 and amended to repeal the cost.

### Detailed Description of Offenses in each Misdemeanor Category

- A Passing School Bus (Transportation Code § 545.066)
- B Rules of the Road Offense<sup>12</sup> (other than a Parking Offense, Pedestrian Offense, or Passing School Buss Offense)
- C Parent Contributing to Non-attendance Offense (Education Code, § 25.093)
- D Disobeying Warning Signs or Driving Around a Barricade (Transportation Code § 472.022)
- E General fine-only misdemeanor offense<sup>13</sup>
- F State Parking Offense or State Pedestrian Offense that is a Rules of the Road Offense
- G State Parking Offense of State Pedestrian Offense that is not a Rules of the Road Offense
- H Violation of Municipal Parking Ordinance
- I Violation of Municipal Pedestrian Offense
- J Violation of Municipal Ordinance (Other than Parking or Pedestrian)

#### NOTES:

1. This chart is provided for guidance purposes only. For legal advice consult with your legal representative, or you may wish to contact the Comptroller's Office.
2. "X" means the amount has to be calculated according to the applicable statute.
3. "\*" means the judge will determine: (1) the exact amount; (2) if the fine or fee applies; or (3) both.
4. "N/A" means the fine or fee is not usually charged for this type of offense. But, the clerk should charge it if the court assesses it.
5. "≤" means less than or equal to the amount indicated.
6. "≥" means greater than or equal to the amount indicated.
7. Contact Margie Johnson, Assistant General Counsel, OCA, if you have any questions or concerns ((512) 463-1625 or Margie.Johnson@txcourts.gov).

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<sup>12</sup> A rules-of-the-road offense is any offense found in Transportation Code, Chapters 541 – 600.

<sup>13</sup> A general fine-only misdemeanor offense is any fine-only misdemeanor offense not listed in Categories A – D and F – J.

## Court Cost and Fee Destinations

- (1) **State Consolidated Court Cost** - Local Gov't Code § 133.102(a)(3)  
90% goes to the State and 10% stays with the City as a collection fee, if the City timely remits the State's portion to the comptroller (See Local Gov't Code §133.058(a)).<sup>14</sup> The collecting officer must deposit the money in the city treasury (See Local Gov't Code §133.052). The State's portion is allocated to 19 different accounts and funds as follows: (1) Crime Stoppers Assistance Account [0.2427%]; (2) Breath Alcohol Testing Account [0.3900%]; (3) Bill Blackwood Law Enforcement Management Institute Account [1.4741%]; (4) Texas Commission on Law Enforcement Account [3.4418%]; (5) Law Enforcement And Custodial Officer Supplement Retirement Trust Fund [7.2674%]; (6) Criminal Justice Planning Account [8.5748%]; (7) Center for the Study and Prevention of Juvenile Crime and Delinquency at Prairie View A&M University [0.8540%]; (8) Compensation to Victims of Crime Account [24.6704%]; (9) Emergency Radio Infrastructure Account [3.6913%]; (10) Judicial And Court Personnel Training Account [3.3224%]; (11) Correctional Management Institute of Texas and Criminal Justice Center Account [0.8522%]; (12) Fair Defense Account [17.8857%]; (13) Judicial Fund [12.2667%]; (14) DNA Testing Account [0.1394%]; (15) Specialty Court Account [1.0377%]; (16) Statewide Electronic Filing System Account [0.5485%]; (17) Jury Service Fund [6.4090%]; (18) Truancy Prevention and Diversion Account [2.5956%]; and (19) Transportation Administrative Fee Account [4.3363%].
- (2) **Local Consolidated Court Cost** – Local Gov't Code § 134.103(a)  
100% stays with the City and should be deposited in the city treasury. The city treasurer shall allocate the money received under this section to 4 destinations as follows: (1) Municipal Court Building Security Fund [35%]; (2) Local Truancy Prevention & Diversion Fund [35.7143]; (3) Municipal Court Technology Fund [28.5714%]; and (4) Municipal Jury Fund [0.7143%]. The municipal treasurer shall maintain the various funds in the municipal treasury. Money deposited in the Municipal Court Building Security Fund may be used only for security personnel, services, and items related to buildings that house the operations of municipal courts. This includes: (1) the purchase or repair of X-ray machines and conveying systems; (2) handheld metal detectors; (3) walkthrough metal detectors; (4) identification cards and systems; (5) electronic locking and surveillance equipment; (6) video conferencing systems; (7) bailiffs, deputy sheriffs, deputy constables, or contract security personnel during times when they are providing appropriate security services; (8) signage; (9) confiscated weapon inventory and tracking systems; (10) locks, chains, alarms, or similar security devices; (11) the purchase or repair of bullet-proof glass; (12) continuing education on security issues for court personnel and security personnel; and (13) warrant officers and related equipment. Money deposited in the Local Truancy Prevention & Diversion Fund may be used to finance the salary, benefits, training, travel expenses, office supplies, and other necessary expenses related to the position of a juvenile case manager, who may be able to use, under certain circumstances, any remaining money in the fund for programs directly related to the juvenile case manager's duties. Money in the Truancy Fund may not be used to supplement the income of an employee whose primary role is not that of a juvenile case manager. Money deposited in the Municipal Court Technology Fund may be used only to finance the purchase of or to maintain technological enhancements for a municipal court or municipal court of record, including: (1) computer systems; (2) computer networks; (3) computer hardware; (4) computer software; (5) imaging systems; (6) electronic kiosks; (7) electronic ticket writers; and (8) docket management systems. Money deposited in the Municipal Jury Fund may be used only to fund juror reimbursements and otherwise to finance jury services. *NOTE:* The statute does not indicate what to do with the money if the City does not have a juvenile case manager.
- (3) **Administrative Fee (Failure to Appear) a/k/a Omni Fee** – Transp. Code § 706.006(a)  
*(NEW)* 100% of the money stays with the City. Several portions of Transportation Code § 706.007 (i.e., subsections b, c, and e) have been repealed. As a result, the fee is reduced to \$10 (down from \$30). The state will no longer receive a portion of the fee, and the City no longer has to provide annual reports regarding the fee. The officer collecting the fee must remit it to the city treasurer, who must deposit it to the credit of the city's general fund and use it to compensate private vendors hired by DPS to perform services under the contract. *See Transportation Code 706.008.*
- (4) **Administrative Fee (Failure to Pay Fine and Cost) a/k/a Omni Fee** – Transp. Code § 706.006(b)  
*(NEW)* 100% of the money stays with the City. Several portions of Transportation Code § 706.007 (i.e., subsections b, c, and e) have been repealed. As a result, the fee is \$10 (down from \$30). The state will no longer receive a portion of the fee, and the City no longer has to provide annual reports regarding the fee. The officer collecting the fee must remit it to the city treasurer, who must deposit it to the credit of the city's general fund and use it to compensate private vendors hired by DPS to perform services under the contract. *See Transportation Code 706.008.*
- (5) **Cost for Impoundment** – Transp. Code § 601.263  
100% of the fee money remains with the City to reimburse the cost of impoundment.
- (6) **Deferred Disposition Fee: Alcohol Awareness Program Fee** – Code Crim. Proc. art. 45.051(g)  
100% of the money should be directed to the program to reimburse for the cost.
- (7) **Deferred Disposition Fee: Reimbursement for Examination** – Code Crim. Proc. art. 45.051(b-2)  
100% of the money to the state to be deposited to the credit of a special account in the general revenue fund and may be used only by the Department of Public Safety to administer Chapter 521, Transportation Code (Driver's Licenses and Certificates).
- (8) **Expunction Filing Fee (Alcohol- Minor)** – Alco. Bev. Code § 106.12(e)  
100% of the money stays with the City and is used to defray the cost of notifying state agencies of the order of expunction.
- (9) **Expunction Filing Fee (Certain Convictions- Minor)** – Code Crim. Proc. art. 45.0216(i)  
100% of the money stays with the City and is used to defray the cost of notifying state agencies of the order of expunction.

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<sup>14</sup> A city or county that maintains a certified breath alcohol testing program but does not use the services of a certified technical supervisor employed by the department may, to defray the costs of maintaining and supporting a certified breath alcohol testing program, retain \$22.50 of the state consolidated court cost collected on conviction of an offense under Chapter 49, Penal Code, other than an offense that is a Class C misdemeanor. (See Code of Criminal Procedure art. 102.016(b)).

- (10) **Expunction Filing Fee (Tobacco- Minor)** – Health & Safety Code § 161.255(b)  
100% of the money stays with the City and is used to defray the cost of notifying state agencies of the order of expunction.
- (11) **Peace Officers: Attaching a Witness on Order of Court Outside County** – Code Crim. Proc. art. 102.011(c)  
100% of the money stays with the City and should be deposited in the city treasury to reimburse for the services of the peace officer performing the service.
- (12) **Peace Officers: Commitment to or Release from Jail** – Code Crim. Proc. art. 102.011(a)(6)  
100% of the money stays with the City and should be deposited in the city treasury to reimburse for the services of the peace officer performing the service.
- (13) **Peace Officers: Executing or Processing an Issued Arrest Warrant, Capias, or Capias Pro Fine** – Code Crim. Proc. arts. 102.011(a)(2), 102.011(e)  
100% of the money stays with the City to reimburse for the services of the peace officer performing the service, unless the officer performing the service is employed by the State, in which event only 80% of the money stays with the City and the remaining 20% goes to the State. *See Local Gov't Code § 133.104.*
- (14) **Peace Officers: Issuing a Written Notice to Appear in Court or For Making an Arrest w/o Warrant** – Code Crim. Proc. arts. 102.011(a)(1), 102.011(e)  
100% of the money stays with the City to reimburse for the services of the peace officer performing the service, unless the officer performing the service is employed by the State, in which event only 80% of the money stays with the City and the remaining 20% goes to the State. *See Local Gov't Code § 133.104.*
- (15) **Peace Officers: Meals, Lodging, and Mileage Fee for Performing Certain Conveyances and Travel** – Code Crim. Proc. art. 102.011(b)  
100% of the money stays with the City and should be deposited in the city treasury to reimburse for the services of the peace officer performing the service.
- (16) **Peace Officers: Overtime Pay for PO Testifying at Trial or for Travelling To & From Testifying at Trial** – Code Crim. Proc. art. 102.011(i)  
100% of the money stays with the City and should be deposited in the city treasury to reimburse for the services of the peace officer performing the service.
- (17) **Peace Officers: Serving a Writ – Code Crim. Proc. art. 102.011(a)(4)**  
100% of the money stays with the City and should be deposited in the city treasury to reimburse for the services of the peace officer performing the service.
- (18) **Peace Officers: Summoning a Jury, if a jury is summoned** – Code Crim. Proc. art. 102.011(a)(7)  
100% of the money stays with the City and should be deposited in the city treasury to reimburse for the services of the peace officer performing the service.
- (19) **Peace Officers: Summoning a Witness** – Code Crim. Proc. art. 102.011(a)(3)  
100% of the money stays with the City and should be deposited in the city treasury to reimburse for the services of the peace officer performing the service.
- (20) **Peace Officers: Taking and Approving a Bond** – Code Crim. Proc. art. 102.011(a)(5)  
100% of the money stays with the City and should be deposited in the city treasury to reimburse for the services of the peace officer performing the service.
- (21) **Time Payment Reimbursement Fee** – Code Crim. Proc. art. 102.030 (formerly, Local Gov't Code §133.103)  
100% of the money stays with the City. The collecting officer shall deposit the fee in the city treasury. The city treasurer will credit a separate account in the City's general fund that is used for the purpose of improving the collection of outstanding court costs, fines, reimbursement fees, or restitution or improving the efficiency of the administration of justice in the City. The City must prioritize the needs of the collecting officer when making expenditures from the account. The fee has been reduced to \$15 (down from \$25). The state will no longer receive a portion of the fee.
- (22) **City Scofflaw Fees (Failure To Appear or To Pay)** – Transp. Code § 702.003(e-1)  
100% of the fee money remains with the City and may be used only to reimburse the Texas Department of Motor Vehicles or the county assessor-collector for expenses incurred for services performed under the contract, or by another county department for expenses related to services under the contract.
- (23) **Deferred Disposition Fee: Testing & Assessment Fees in Deferred Disposition Cases** – Code Crim. Proc. art. 45.051(b)(7)  
100% of the money is used to reimburse the person or entity that performed the required service, i.e., diagnostic testing or psychosocial assessment, or to reimburse the facility or organization that provided the treatment or education program. The court may order the person to pay the reimbursement fee directly to whom it is due or to the court as a reimbursement fee.
- (24) **Driving Record Fee** – Code Crim. Proc. art. 45.0511(c-1)  
100% of the money to the state to be deposited for use only by the Texas Department of Public Safety to reimburse DPS for the cost of providing the driving record. The electronic internet portal fee is used to support the "State Electronic Internet Portal" project. *See Transp. Code § 521.048 and Gov't Code, § 2054.2591.*
- (25) **Driving Safety Course (Mandatory DSC) Fee** – Code Crim. Proc. art. 45.0511(f)(1)  
100% of the money stays with the City and should be deposited in the city treasury. The fee is to cover the cost of administering Art. 45.0511.
- (26) **Failure To Appear (Jury Trial) Fee** – Code Crim. Proc. art. 45.026(a)  
100% of the money stays with the City and is used to reimburse for the cost of impaneling the jury.

- (27) **Fee for Processing Certain Payments** – Local Gov't Code §§ 132.002, 132.003  
100% of the money stays with the City and is deposited in the city treasury to reimburse for the costs of processing the payments.
- (28) **Teen Court Administration Fee** – Code Crim. Proc. art. 45.052(e), Family Code § 54.032(e)  
100% of the fee goes to the City to cover the cost of administering the article. Fees collected shall be deposited in the city treasury.
- (29) **Teen Court Duties Fee** – Code Crim. Proc. art. 45.052(g), Family Code § 54.032(g)  
100% of the fee goes to the Teen Court Program. The fee is to cover the cost to the teen court for performing its duties under this article. The teen court program must account to the court for the receipt and disbursement of the fee.
- (30) **Affirmative Defense Dismissal Fee: Driving Commercial Motor Vehicle w/o License or Permit** – Transp. Code § 522.011(f)  
100% of the money stays with the City and should be deposited in the city treasury to reimburse for the expense of the program.
- (31) **Transaction Fee** – Code Crim. Proc. Art. 102.072  
100% of the money stays with the County and should be deposited in the County treasury.