

## **BILL ANALYSIS**

Senate Research Center  
77R7232 SMJ-F

S.B. 1308  
By: Barrientos  
Intergovernmental Relations  
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As Filed

### **DIGEST AND PURPOSE**

Currently, counties are prohibited from charging a fee unless specifically authorized to do so by statute or the constitution. As proposed, S.B. 1308 authorizes counties to charge a reasonable fee to recover the costs of providing certain services or administering certain programs that benefit users.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 118A, Local Government Code, by adding Section 118.003, as follows:

Sec. 118.003. FEES NOT SPECIFICALLY PRESCRIBED BY STATUTE. Authorizes the commissioners court of a county to set a reasonable fee for issuing a license, permit, or registration authorized by a statute for which a fee is not specifically prescribed by statute. Prohibits the commissioners court, in determining a reasonable fee, from setting the fee in an amount that is greater than is necessary to recover the expenses of regulating the activity for which the license, permit, or registration is issued.

SECTION 2. Effective date: September 1, 2001.