

## **BILL ANALYSIS**

Senate Research Center

H.B. 2702  
By: Zbranek (Wentworth)  
Jurisprudence  
5-9-97  
Engrossed

### **DIGEST**

Currently, in a probate case, an individual filing an inventory and appraisalment can be charged additional fees although the individual is in full compliance with a 90-day filing requirement in the Probate Code. These additional charges arise because of inconsistencies between the Local Government Code and the Probate Code. The Local Government Code allows a fee to be charged 90 days after the date of filing for probate, while the Probate Code allows 90 days after the date the will is admitted for probate to file the inventory and appraisalment. This bill will extend the time before additional fees can be charged for the filing of an inventory and appraisalment.

### **PURPOSE**

As proposed, H.B. 2702 extends the time before certain probate fees can be charged for the filing of an inventory and appraisalment.

### **RULEMAKING AUTHORITY**

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

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 118.055(d), Local Government Code, to provide that the fee for probate of certain wills is for services rendered from the initiating of the action until either an order approving the inventory and appraisalment is filed or the 120th, rather than 90th, day after the date on which the action is filed, whichever occurs first.

SECTION 2. Emergency clause.  
Effective date: upon passage.