

## **BILL ANALYSIS**

Senate Research Center  
76R1775 MXM-F

S.B. 1024  
By: Ellis  
Jurisprudence  
3/18/1999  
As Filed

### **DIGEST**

The 75th Legislature passed H.B. 2702, which amended Section 118.055, Local Government Code, to remedy conflicts between the Local Government Code and the Probate Code concerning when certain fees are due. S.B. 1024 would extend the time before certain probate fees can be charged for the filing of an inventory and appraisal, to be consistent with provisions in the Probate Code and Local Government Code.

### **PURPOSE**

As proposed, S.B. 1024 establishes conditions regarding fees charged for certain services performed by county clerks in a pending probate action.

### **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 Sections 118.056(a) and (b), Local Government Code, to provide that the fees for services are in pending probate action are for services in an action in an open probate docket rendered after the filing of an order approving the inventory and appraisal or after the 120th, rather than 90th, day after the date of the initial filing of the action, whichever occurs first. Makes a conforming change.

SECTION 2. Effective date: September 1, 1999.  
Makes application of this Act prospective.

SECTION 3. Emergency clause.