

NOTICE OF SHERIFF AND CONSTABLE FEES

ON THE 17TH DAY OF SEPTEMBER, 2018, THE COMMISSIONERS COURT OF EL PASO COUNTY, TEXAS, IN ACCORDANCE WITH THE PROVISIONS OF THE TEXAS LOCAL GOVERNMENT CODE, SUB CHAPTER F, SECTION 118.131, SET THE FOLLOWING FEES TO BE CHARGED IN CIVIL MATTERS FOR SERVICE AND UNSUCCESSFUL SERVICE* BY THE OFFICES OF THE SHERIFF AND CONSTABLES OF EL PASO COUNTY, TEXAS, TO BE EFFECTIVE ON JANUARY 1, 2019.

CIVIL PROCESS FEES

Citation/Notice By Posting.....	\$65.00	Mental Commitment.....	\$ 165.00
Citation By Publication	\$65.00	Capias/Commitment (from a Civil Suit).....	\$ 165.00
All Other Citations	\$100.00	Warrant to Take Physical Custody of Child...	\$200.00
Temporary Restraining Order.....	\$100.00	Writ of Attachment.....	\$200.00***
Subpoena	\$100.00	Writ of Execution	\$200.00**†
Subpoena <i>Instanter</i>	\$125.00	Writ of Possession	\$200.00**
Notice	\$100.00	Writ of Reentry	\$200.00**
Precept.....	\$100.00	Writ of Venditioni Exponas	\$200.00**
Summons.....	\$100.00	Writ of Sequestration.....	\$200.00**
Writ Of Garnishment.....	\$100.00	Tax Warrant.....	\$200.00**
Writ Of Injunction.....	\$100.00	Order of Sale.....	\$200.00**
Writ Of Supersedeas/Certiorari	\$100.00	Turnover Order	\$200.00**
Protective Order Applicants fee.....	\$0.00	Distress Warrant	\$200.00
<i>Fees from Family Code 81.003.)</i>	\$100.00	Any Other Writ/Order for the enforcement of	
Any other civil document (deliver only)	\$100.00	a judgment or to Seize Property.....	\$200.00**
Justice Court Summon.....	\$65.00	Executing original deed (purchaser)	\$55.00
Justice Court Subpoena	\$65.00	Executing Bill of Sale (purchaser).....	\$50.00
Justice Court Citation (not F.E.D.).....	\$55.00	Posting Notice of Sale	\$30.00
Forcible Entry and Detainer	\$100.00	Research Archives for civil case file.....	\$15.00
Small Claims Court Summon.....	\$65.00	Executing replacement Deed unrecorded.....	\$15.00
Small Claims Court Subpoena.....	\$65.00	Executing replacement Bill of Sale unrecorded..	\$15.00
Small Claims Court Citation	\$65.00	Executing replacement Proof of Service/Attempted	
Release court ordered impounded vehicle.....	\$26.00	Service/Affidavit for sub-service.....	\$15.00

Additional fees may apply: www.epcounty.com/clerk

OTHER FEES

Animal Welfare Fees

Lost/Damaged Cat trap.....	\$149.98
Lost/Damaged Dog trap.....	\$350.95
Lost/Damaged Skunk trap.....	\$121.12

Transportation Code Chapter 683 & Misc Fees

Admin fee to process each vehicle.....	\$10.00
Admin fee to re-issue receipt.....	\$13.00
Additional storage fee assessed per day.....	\$18.00
Storage fee per day.....	\$18.00
Admin fee to research any case.....	\$20.00
Fingerprint Processing (per card).....	\$10.00
Fingerprint Processing (each additional card).....	\$5.00
Local Criminal History Check.....	\$6.00

Special Events Fees

Application Fee.....	\$60.00
Late Application Fee (less than 30 days prior to event).....	\$120.00

	<u>Hourly Rate Straight</u>	<u>Hourly Rate Overtime</u>
Sheriff's LT:	\$48.00	\$72.00
Sheriff's SGT:	\$45.00	\$67.00
Sheriff's Deputy:	\$37.00	\$55.00
Constable SGT:	\$34.00	\$52.00
Constable Deputy:	\$31.00	\$46.00

Flat hourly rate per Sheriff's or Constable vehicle used: \$20.00

Vehicles purchased at a Saturday Auction must be picked up by Monday or storage fees will resume. Vehicle storage fees for other vehicles begin the day the vehicle arrives at the impound lot.

- * Pursuant to Local Government Code Section 118.131. and Attorney General Opinion JM-1046 (1989), the expenses for providing services incident to unsuccessful service of process are equal to or exceed the expenses of actual service and the fee is thus set at the same cost charged for actual service.
- ** All writs and/or orders involving the seizure of property, sale of property or the enforcement of a judgment which exceeds three (3) hours in the execution or enforcement of such writ/order will be assessed an additional fee of **\$45.00 per hour per officer** for each hour or portion thereof. A minimum of two (2) officers will be required during the execution or enforcement.

Pursuant to rule 126 of the TEXAS RULES OF COURT, all fees must for any/all civil cases originating outside the County of El Paso, and/or the State of Texas must be collected in advance except when Paupers Oath is filed. The Sheriff or Constable will not execute any process until fees are received.

- *** All expenses associated with the delivery of a person out of county will be charged to the party sending the writ/or order. These expenses may include, but are not limited to the cost of travel, cost per officer per hour, per diem, lodging, etc. An estimate of these expenses will be provided to the party prior to servicing the writ and/or order, and payment will be required prior to service.




† Writs of Execution with multiple defendants will be assessed a fee Per Defendant.

BY ORDER OF THE COMMISSIONERS COURT OF EL PASO COUNTY



RUBEN VOGT, COUNTY JUDGE

EL PASO COUNTY SHERIFF'S OFFICE
INTEROFFICE MEMORANDUM

DATE: September 6, 2018
TO: Sheriff Richard D. Wiles 
FROM: Sgt. Christopher Paz through Chair of Command  
SUBJECT: Notice of Sheriff and Constable Fees

Texas Local Government Code Section 118.131 requires that Commissioners Court set fees before October 1 of each year to be effective January 1 of the following year.

To be in compliance with this statute, I have solicited recommendations from county officials. I have also reviewed the 2018 Sheriff's and Constable's Fee report, produced by the Texas Comptroller of Public Accounts, and found the fees charged by El Paso County are consistent with those being charged by comparable counties. There are no recommendations for changes to civil process fees.

The recommended additions or changes to other fees attached to this scheduled are detailed below.

- Animal Welfare Fees (Added)
 - Lost/Damaged Cat trap.....\$149.98
 - Lost/Damaged Dog trap..... \$350.95
 - Lost/Damaged Skunk trap.....\$121.12

- Changes to the rate of pay for Sheriff's Office personnel under Special Events

	Hourly Rate Straight	Hourly Rate Overtime
Sheriff's LT:	\$48.00	\$72.00
Sheriff's SGT:	\$45.00	\$67.00
Sheriff's Deputy:	\$37.00	\$55.00

- Change in the flat hourly rate for Sheriff's or Constable vehicle used
From \$15.00 per hour to \$20.00 per hour

There are no further recommended changes to the fee schedule.