

1-1 By: J. Johnson of Harris, Collier, Meza H.B. No. 80
 1-2 (Senate Sponsor - Whitmire)
 1-3 (In the Senate - Received from the House April 19, 2021;
 1-4 May 10, 2021, read first time and referred to Committee on Criminal
 1-5 Justice; May 20, 2021, reported favorably by the following vote:
 1-6 Yeas 7, Nays 0; May 20, 2021, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 A BILL TO BE ENTITLED
 1-17 AN ACT

1-18 relating to the discharge by certain defendants of fines and costs
 1-19 through community service.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Article 45.041, Code of Criminal Procedure, is
 1-22 amended by adding Subsection (b-6) to read as follows:

1-23 (b-6) Notwithstanding Subsection (a-1) or any other
 1-24 provision of this chapter, when imposing a fine and costs, the
 1-25 justice or judge may not require a defendant who is under the
 1-26 conservatorship of the Department of Family and Protective Services
 1-27 or in extended foster care as provided by Subchapter G, Chapter 263,
 1-28 Family Code, to pay any amount of the fine and costs. In lieu of the
 1-29 payment of fine and costs, the justice or judge may require the
 1-30 defendant to perform community service as provided by Article
 1-31 45.049, 45.0492, as added by Chapter 227 (H.B. 350), Acts of the
 1-32 82nd Legislature, Regular Session, 2011, or 45.0492, as added by
 1-33 Chapter 777 (H.B. 1964), Acts of the 82nd Legislature, Regular
 1-34 Session, 2011, as appropriate.

1-35 SECTION 2. The change in law made by this Act applies to a
 1-36 sentencing proceeding that commences before, on, or after the
 1-37 effective date of this Act.

1-38 SECTION 3. This Act takes effect September 1, 2021.

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