

By: Dominguez

H.B. No. 1106

Substitute the following for H.B. No. 1106:

By: Smith

C.S.H.B. No. 1106

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the imposition of a supplemental court security fee on
3 conviction of certain criminal offenses and the use of revenue from
4 that fee.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Articles 102.017(a), (b), and (d), Code of
7 Criminal Procedure, are amended to read as follows:

8 (a) The courthouse security fund is a fund in the county
9 treasury, and the municipal court building security fund is a fund
10 in the municipal treasury. The funds consist of:

11 (1) money allocated to the funds under Sections
12 134.101, 134.102, and 134.103, Local Government Code; and

13 (2) money deposited to the funds under Section
14 134.104, Local Government Code.

15 (b) Money allocated or deposited in a courthouse security
16 fund may be used only for security personnel, services, and items
17 related to buildings that house the operations of district, county,
18 or justice courts or a county tax assessor-collector, and money
19 allocated or deposited in a municipal court building security fund
20 may be used only for security personnel, services, and items
21 related to buildings that house the operations of municipal courts.
22 For purposes of this subsection, operations of a district, county,
23 or justice court include the activities of associate judges,
24 masters, magistrates, referees, hearing officers, criminal law

1 magistrate court judges, and masters in chancery appointed under:

- 2 (1) [~~Section 61.311, Alcoholic Beverage Code,~~
- 3 [~~2~~] Section 51.04(g) or Chapter 201, Family Code;
- 4 (2) [~~3~~] Section 574.0085, Health and Safety Code;
- 5 (3) [~~4~~] Section 33.71, Tax Code;
- 6 (4) [~~5~~] Chapter 54A, Government Code; or
- 7 (5) [~~6~~] Rule 171, Texas Rules of Civil Procedure.

8 (d) This subsection applies only to a justice court located
9 in a county in which one or more justice courts are located in a
10 building that is not the county courthouse. The county treasurer
11 shall deposit one-fourth of the money allocated or deposited to the
12 courthouse security fund under Sections [~~Section~~] 134.103 and
13 134.104, Local Government Code, in a fund to be known as the justice
14 court building security fund. A fund designated by this subsection
15 may be used only for the purpose of providing security personnel,
16 services, and items for a justice court located in a building that
17 is not the county courthouse.

18 SECTION 2. Section 134.002(a)(1), Local Government Code, is
19 amended to read as follows:

20 (1) "Fee" means a criminal fee described by [~~listed~~
21 ~~under~~] Section 134.003.

22 SECTION 3. Section 134.003, Local Government Code, is
23 amended to read as follows:

24 Sec. 134.003. CRIMINAL FEES. This chapter applies to the
25 criminal fees imposed under Subchapter C [~~Sections 134.101,~~
26 ~~134.102, and 134.103~~].

27 SECTION 4. Section 134.052(a), Local Government Code, is

1 amended to read as follows:

2 (a) Money collected under Subchapter C as court costs
3 [~~imposed on offenses committed on or after January 1, 2020,~~] shall
4 be:

- 5 (1) allocated according to the percentages provided by
6 Sections 134.101, 134.102, and 134.103, as applicable; or
7 (2) deposited as provided by Section 134.104.

8 SECTION 5. Subchapter C, Chapter 134, Local Government
9 Code, is amended by adding Section 134.104 to read as follows:

10 Sec. 134.104. SUPPLEMENTAL SECURITY FEE. (a) In addition
11 to any other fee paid under this subchapter, a person convicted of a
12 misdemeanor or felony offense whose sentence on conviction of the
13 offense includes the imposition of a fine shall pay a \$1
14 supplemental security fee as a cost of court.

15 (b) The treasurer shall deposit the court costs collected
16 under Subsection (a) to the courthouse security fund or municipal
17 court building security fund, as appropriate.

18 SECTION 6. This Act takes effect September 1, 2021.