

BILL ANALYSIS

C.S.H.B. 1066
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Urban Affairs
Committee Report (Substituted)

BACKGROUND AND PURPOSE

Title 2 of the Code of Criminal Procedure comprises the following chapters:

- Chapter 101. General Provisions art. 101.001 et seq
- Chapter 102. Costs Paid by Defendants art. 102.001 et seq
- Chapter 103. Collection and Recordkeeping art. 103.001 et seq
- Chapter 104. Certain Expenses Paid by State or County art. 104.001 et seq

Chapter 102 contains various provisions requiring defendants to pay for peace officer services, witness fees, and other court related fees. C.S.H.B. 1066 proposes to amend article 102.0172, enacted in 1999, establishing a municipal court technology fund, supported by a “technology fee” paid by defendants in municipal court. This four-dollar fee supports computer and related purchases. C.S.H.B 1066 modifies article 102.0172(d) to allow for finance of maintenance, as well as the initial purchase of technological enhancements provided for in current law.

The 1999 legislation provided that article 102.0172 was to expire September 1, 2005. C.S.H.B. 1066 also removes this expiration date.

RULEMAKING AUTHORITY

It is the committee’s opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Code of Criminal Procedure, article 102.0172(d), by allowing the municipal court technology fund to be used for the maintenance of technological enhancements.

SECTION 2. Repeals Code of Criminal Procedure, article 102.0172(f), which provides for the repeal of the municipal court technology fund legislation scheduled to expire September 1, 2005.

SECTION 3. Effective date.

EFFECTIVE DATE: September 1, 2003.

COMPARISON OF ORIGINAL TO SUBSTITUTE

C.S.H.B. 1066 modifies the original by adding a provision to allow for a municipal court technology fund established under this article to be used for the maintenance of technological enhancements as well as purchases.