

By: Berman

H.B. No. 3305

A BILL TO BE ENTITLED

1 AN ACT

2 relating to ensuring cost savings in the operations of certain  
3 governmental entities that provide criminal justice and public  
4 safety services.

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

6 SECTION 1. Chapter 2102, Government Code, is amended by  
7 adding Section 2102.0041 to read as follows:

8 Sec. 2102.0041. EXEMPTION. Notwithstanding Section  
9 2102.004, this chapter does not apply to the Criminal Justice  
10 Policy Council.

11 SECTION 2. The adjutant general's department shall reduce  
12 expenditures by instituting measures necessary to receive as much  
13 federal funding as possible while implementing cost-saving  
14 measures.

15 SECTION 3. Section 5.50(b), Alcoholic Beverage Code, is  
16 amended to read as follows:

17 (b) The commission may not increase or decrease a fee set by  
18 this code, but if a statute is enacted creating a certificate,  
19 permit, or license and there is no fee established, the commission  
20 by rule may set a fee. The commission by rule shall assess and  
21 collect annual surcharges from all holders of a certificate,  
22 permit, or license issued by the commission in addition to any fee  
23 set by this code. [~~The surcharges shall be set at a level so that~~  
24 ~~the anticipated total of all fees collected by the commission for a~~

1 ~~fiscal year and all surcharges for a fiscal year are equal to the~~  
2 ~~legislative appropriation to the commission for the regulation of~~  
3 ~~alcoholic beverages.]~~ In assessing a surcharge, the commission may  
4 not overly penalize any segment of the alcoholic beverage industry  
5 or impose an undue hardship on small businesses.

6 SECTION 4. Section 61.084(f), Human Resources Code, is  
7 amended to read as follows:

8 (f) The commission shall transfer a person who has been  
9 sentenced under a determinate sentence to commitment under Section  
10 54.04(d)(3), 54.04(m), or 54.05(f), Family Code, or who has been  
11 returned to the commission under Section 54.11(i)(1), Family Code,  
12 to the custody of the pardons and paroles division of the Texas  
13 Department of Criminal Justice to serve the remainder of the  
14 person's sentence on parole as provided by Section 508.156,  
15 Government Code, when the person is released under supervision  
16 after becoming 18 [~~19~~] years of age.

17 SECTION 5. This Act takes effect immediately if it receives  
18 a vote of two-thirds of all the members elected to each house, as  
19 provided by Section 39, Article III, Texas Constitution. If this  
20 Act does not receive the vote necessary for immediate effect, this  
21 Act takes effect September 1, 2003.