

By: Capelo

H.B. No. 3307

A BILL TO BE ENTITLED

AN ACT

relating to fees to assist in funding drug court programs.

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

SECTION 1. Article 17.42, Code of Criminal Procedure, is amended to read as follows:

Sec. 4(a) If a court releases an accused on personal bond on the recommendation of a personal bond office, the court shall assess a personal bond fee of \$20 or three percent of the amount of the bail fixed for the accused, whichever is greater. In a county that has established a drug court program under Chapter 469, Government Code, the court shall assess a personal bond fee of \$20 or six percent of the amount of the bail fixed for the accused, whichever is greater. The court may waive the fee or assess a lesser fee if good cause is shown.

(b)(1) In a county that has not established a drug court program, fees collected under this article may be used solely to defray expenses of the personal bond office, including defraying the expenses of extradition.

(2) In a county that has established a drug court program, one-half of the fees collected under this article shall be used to defray expenses of the personal bond office, including defraying the cost of extradition, and one-half of the fees collected shall be used to defray the expenses of the drug court program.

1 SECTION 2. Chapter 469, Health and Safety Code, is amended
2 by adding a new Sec. 469.008 to read as follows:

3 Sec. 469.008. OTHER FUNDING SOURCES. In a county that
4 establishes a drug court program under this Chapter, the court
5 shall assess a personal bond fee of \$20 or six percent of the amount
6 of the bail fixed for the accused, whichever is greater. One-half
7 of the fees collected shall be used to defray the expenses of the
8 drug court program.

9 SECTION 3. This Act takes effect September 1, 2003, and
10 applies only to fees collected for the purposes of this Act on or
11 after the effective date of this Act.