

By: Rangel, Canales, Garza

H.B. No. 3376

A BILL TO BE ENTITLED

AN ACT

relating to the payment of court costs in certain asset forfeiture cases.

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

SECTION 1. Article 59.05(f), Code of Criminal Procedure, is amended to read as follows:

(f)(1) On forfeiture to the state of an amount greater than \$2,500, the clerk of the court in which the forfeiture proceeding was held is entitled to court costs in that proceeding as in other civil proceedings unless the forfeiture violates federal requirements for multijurisdictional task force cases authorized under Chapter 362, Local Government Code.

(2) Regardless of the amount subject to forfeiture, on the filing of a forfeiture proceeding described by this subdivision, the clerk of the court is entitled to court costs as in other civil proceedings. This subdivision applies only to a forfeiture proceeding:

(A) arising from a seizure at a federal checkpoint; and

(B) filed in a county adjacent to the county in which the seizure occurred, with both counties being in the same judicial district.

(3) The procedure for collecting ~~the~~ costs under Subdivision (1) is the procedure established under Subsections (a)

1 and (c), Article 59.06.

2 SECTION 2. This Act takes effect September 1, 2003.