

By: Turner

H.B. No. 2436

A BILL TO BE ENTITLED

AN ACT

1
2 relating to statutory authority to reduce certain appropriations
3 made by the legislature in support of the courts and to certain law
4 library fees.

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

6 SECTION 1. (a) Notwithstanding any statute to the
7 contrary, the legislature, in its discretion, may determine the
8 amount of each appropriation of state funds. The amounts or
9 entitlements required by statute for individuals or entities that
10 receive state funds under Article IV of the General Appropriations
11 Act, 79th Legislature, Regular Session, 2005, may be reduced or
12 eliminated in order to achieve a balanced budget.

13 (b) This section expires September 1, 2007.

14 SECTION 2. An active, former, or retired visiting judge or
15 justice is not entitled to an amount from the state for expenses,
16 per diem, travel, or salary that exceeds the amount authorized for
17 those purposes by the General Appropriations Act.

18 SECTION 3. A local administrative district judge is not
19 entitled to a salary from the state under Section 659.0125,
20 Government Code, that exceeds the amount authorized for that salary
21 by the General Appropriations Act.

22 SECTION 4. An active district judge is not entitled to
23 travel expenses under Section 24.019, Government Code, in an amount
24 that exceeds the amount authorized for those expenses by the

1 General Appropriations Act.

2 SECTION 5. A judge, justice, or prosecuting attorney is not
3 entitled to an amount from the state for a salary, a salary
4 supplement, office expenses or reimbursement of office expenses, or
5 travel that exceeds the amount authorized for those purposes by the
6 General Appropriations Act.

7 SECTION 6. (a) A county is not entitled to receive from the
8 state supplemental salary compensation for county prosecutors
9 under Section 46.0031, Government Code, or longevity pay
10 supplements reimbursement under Section 41.255, Government Code,
11 or any other supplements for prosecutors, in an amount that exceeds
12 the amount appropriated for those purposes by the General
13 Appropriations Act.

14 (b) A county is not entitled to state contributions for
15 salaries or supplements under Chapter 25 or 26, Government Code, in
16 an amount that exceeds the amounts appropriated for those purposes
17 in the General Appropriations Act.

18 (c) A county is not entitled to reimbursement under Article
19 11.071, Code of Criminal Procedure, for reimbursement for
20 compensation of counsel under that article in an amount that
21 exceeds the amount appropriated for that purpose in the General
22 Appropriations Act.

23 SECTION 7. A person reimbursed by the state for travel and
24 expenses for attendance as a witness as provided by Article 35.27,
25 Code of Criminal Procedure, is not entitled to an amount that
26 exceeds the amount appropriated for that purpose by the General
27 Appropriations Act.

1 SECTION 8. Section 91.011, Government Code, is amended to
2 read as follows:

3 Sec. 91.011. LIBRARY SERVICE FEES. [~~(a)~~] The director of
4 the state law library may set and charge a fee for services provided
5 by state law library staff.

6 ~~[(b) A fee set under Subsection (a) does not apply to a
7 public agency requiring services from the state law library staff.]~~

8 SECTION 9. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2005.