

By: Uresti

H.B. No. 2504

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the performance of community service as a condition for
3 a deferral of adjudication in a misdemeanor traffic case punishable
4 by fine only.

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

6 SECTION 1. Article 45.051, Code of Criminal Procedure, is
7 amended by adding Subsection (b-1) to read as follows:

8 (b-1) This subsection applies only to a defendant who is
9 charged with a traffic offense, regardless of whether the defendant
10 is a resident of this state. If under Subsection (b)(10) of this
11 article the judge requires the defendant to perform community
12 service as a condition of the deferral, the defendant is entitled to
13 elect whether to perform the required community service work for:

14 (1) a governmental entity or a nonprofit organization
15 that is located in the county in which the court is located; or

16 (2) a governmental entity or a nonprofit organization
17 that is located in the county or parish in which the defendant
18 resides, but only if the entity or organization agrees to:

19 (A) supervise the defendant in the performance of
20 the defendant's community service work; and

21 (B) report to the court on the defendant's
22 community service work.

23 SECTION 2. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2005.