

1-1 By: McCall (Senate Sponsor - Watson) H.B. No. 1380  
1-2 (In the Senate - Received from the House April 12, 2007;  
1-3 April 12, 2007, read first time and referred to Committee on  
1-4 Jurisprudence; May 3, 2007, reported favorably by the following  
1-5 vote: Yeas 4, Nays 0; May 3, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to court security and the use of money in courthouse  
1-9 security and municipal court building security funds.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Article 102.017, Code of Criminal Procedure, is  
1-12 amended by amending Subsections (d) and (d-1) and adding  
1-13 Subsections (d-2) and (f) to read as follows:

1-14 (d) Except as provided by Subsection (d-2) [~~(d-1)~~], the  
1-15 clerks of the respective courts shall collect the costs and pay them  
1-16 to the county or municipal treasurer, as appropriate, or to any  
1-17 other official who discharges the duties commonly delegated to the  
1-18 county or municipal treasurer, as appropriate, for deposit in a  
1-19 fund to be known as the courthouse security fund or a fund to be  
1-20 known as the municipal court building security fund, as  
1-21 appropriate. Money deposited in a courthouse security fund may be  
1-22 used only for security personnel, services, and items related to  
1-23 buildings that house the operations of district, county, or justice  
1-24 courts, and money deposited in a municipal court building security  
1-25 fund may be used only for security personnel, services, and items  
1-26 related to buildings that house the operations of municipal courts.  
1-27 For purposes of this subsection, operations of a district, county,  
1-28 or justice court include the activities of associate judges,  
1-29 masters, magistrates, referees, hearing officers, criminal law  
1-30 magistrate court judges, and masters in chancery appointed under:

- 1-31 (1) Section 61.311, Alcoholic Beverage Code;  
1-32 (2) Section 51.04(g) or Chapter 201, Family Code;  
1-33 (3) Section 574.0085, Health and Safety Code;  
1-34 (4) Section 33.71, Tax Code;  
1-35 (5) Chapter 54, Government Code; or  
1-36 (6) Rule 171, Texas Rules of Civil Procedure.

1-37 (d-1) For purposes of this article, the term "security  
1-38 personnel, services, and items" includes [A fund designated by this  
1-39 subsection may be used only to finance security personnel for a  
1-40 district, county, justice, or municipal court, as appropriate, or  
1-41 to finance items when used for the purpose of providing security  
1-42 services for buildings housing a district, county, justice, or  
1-43 municipal court, as appropriate, including]:

- 1-44 (1) the purchase or repair of X-ray machines and  
1-45 conveying systems;  
1-46 (2) handheld metal detectors;  
1-47 (3) walkthrough metal detectors;  
1-48 (4) identification cards and systems;  
1-49 (5) electronic locking and surveillance equipment;  
1-50 (6) bailiffs, deputy sheriffs, deputy constables, or  
1-51 contract security personnel during times when they are providing  
1-52 appropriate security services;  
1-53 (7) signage;  
1-54 (8) confiscated weapon inventory and tracking  
1-55 systems;  
1-56 (9) locks, chains, alarms, or similar security  
1-57 devices;  
1-58 (10) the purchase or repair of bullet-proof glass;  
1-59 and  
1-60 (11) continuing education on security issues for court  
1-61 personnel and security personnel.

1-62 (d-2) [~~(d-1)~~](1) This subsection applies only to a justice  
1-63 court located in a county in which one or more justice courts are  
1-64 located in a building that is not the county courthouse.

2-1 (2) The county treasurer shall deposit one-fourth of  
2-2 the cost of court collected under Subsection (b) in a justice court  
2-3 described by Subdivision (1) into a fund to be known as the justice  
2-4 court building security fund. A fund designated by this subsection  
2-5 may be used only for the purpose of providing security personnel,  
2-6 services, and items for a justice court located in a building that  
2-7 is not the county courthouse [~~security services as described by~~  
2-8 ~~Subsection (d)~~].

2-9 (f) A local administrative judge shall provide to the Office  
2-10 of Court Administration of the Texas Judicial System a written  
2-11 report regarding any security incident involving court security  
2-12 that occurs in or around a building housing a court for which the  
2-13 judge serves as local administrative judge not later than the third  
2-14 business day after the date the incident occurred.

2-15 SECTION 2. This Act takes effect September 1, 2007.

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