

By: Crownover

H.B. No. 590

A BILL TO BE ENTITLED

AN ACT

relating to the name of the Crime Stoppers Advisory Council.

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

SECTION 1. The heading to Chapter 414, Government Code, is amended to read as follows:

CHAPTER 414. TEXAS CRIME STOPPERS [~~ADVISORY~~] COUNCIL

SECTION 2. Section 414.001(1), Government Code, is amended to read as follows:

(1) "Council" means the Texas Crime Stoppers [~~Advisory~~] Council.

SECTION 3. Section 414.002(a), Government Code, is amended to read as follows:

(a) The Texas Crime Stoppers [~~Advisory~~] Council is within the criminal justice division of the governor's office.

SECTION 4. Article 37.073(c), Code of Criminal Procedure, is amended to read as follows:

(c) In this article, "crime stoppers organization" means a crime stoppers organization, as defined by Subdivision (2), Section 414.001, Government Code, that is approved by the Texas Crime Stoppers [~~Advisory~~] Council to receive payments of rewards under this article and Article 42.152 [~~of this code~~].

SECTION 5. Section 11(a), Article 42.12, Code of Criminal Procedure, is amended to read as follows:

(a) The judge of the court having jurisdiction of the case

1 shall determine the conditions of community supervision and may, at
2 any time[~~7~~] during the period of community supervision, alter or
3 modify the conditions. The judge may impose any reasonable
4 condition that is designed to protect or restore the community,
5 protect or restore the victim, or punish, rehabilitate, or reform
6 the defendant. Conditions of community supervision may include,
7 but shall not be limited to, the conditions that the defendant
8 shall:

9 (1) Commit no offense against the laws of this State or
10 of any other State or of the United States;

11 (2) Avoid injurious or vicious habits;

12 (3) Avoid persons or places of disreputable or harmful
13 character;

14 (4) Report to the supervision officer as directed by
15 the judge or supervision officer and obey all rules and regulations
16 of the community supervision and corrections department;

17 (5) Permit the supervision officer to visit the
18 defendant at the defendant's home or elsewhere;

19 (6) Work faithfully at suitable employment as far as
20 possible;

21 (7) Remain within a specified place;

22 (8) Pay the defendant's fine, if one be assessed, and
23 all court costs whether a fine be assessed or not, in one or several
24 sums;

25 (9) Support the defendant's dependents;

26 (10) Participate, for a time specified by the judge in
27 any community-based program, including a community-service work

1 program under Section 16 of this article;

2 (11) Reimburse the county in which the prosecution was
3 instituted for compensation paid to appointed counsel for defending
4 the defendant in the case, if counsel was appointed, or if the
5 defendant was represented by a county-paid public defender, in an
6 amount that would have been paid to an appointed attorney had the
7 county not had a public defender;

8 (12) Remain under custodial supervision in a community
9 corrections facility, obey all rules and regulations of such
10 facility, and pay a percentage of the defendant's income to the
11 facility for room and board;

12 (13) Pay a percentage of the defendant's income to the
13 defendant's dependents for their support while under custodial
14 supervision in a community corrections facility;

15 (14) Submit to testing for alcohol or controlled
16 substances;

17 (15) Attend counseling sessions for substance abusers
18 or participate in substance abuse treatment services in a program
19 or facility approved or licensed by the Texas Commission on Alcohol
20 and Drug Abuse;

21 (16) With the consent of the victim of a misdemeanor
22 offense or of any offense under Title 7, Penal Code, participate in
23 victim-defendant mediation;

24 (17) Submit to electronic monitoring;

25 (18) Reimburse the compensation to victims of crime
26 fund for any amounts paid from that fund to or on behalf of a victim,
27 as defined by Article 56.32, of the defendant's offense or if no

1 reimbursement is required, make one payment to the compensation to
2 victims of crime fund in an amount not to exceed \$50 if the offense
3 is a misdemeanor or not to exceed \$100 if the offense is a felony;

4 (19) Reimburse a law enforcement agency for the
5 analysis, storage, or disposal of raw materials, controlled
6 substances, chemical precursors, drug paraphernalia, or other
7 materials seized in connection with the offense;

8 (20) Pay all or part of the reasonable and necessary
9 costs incurred by the victim for psychological counseling made
10 necessary by the offense or for counseling and education relating
11 to acquired immune deficiency syndrome or human immunodeficiency
12 virus made necessary by the offense;

13 (21) Make one payment in an amount not to exceed \$50 to
14 a crime stoppers organization as defined by Section 414.001,
15 Government Code, and as certified by the Texas Crime Stoppers
16 ~~[Advisory]~~ Council;

17 (22) Submit a DNA sample to the Department of Public
18 Safety under Subchapter G, Chapter 411, Government Code, for the
19 purpose of creating a DNA record of the defendant;

20 (23) In any manner required by the judge, provide
21 public notice of the offense for which the defendant was placed on
22 community supervision in the county in which the offense was
23 committed; and

24 (24) Reimburse the county in which the prosecution was
25 instituted for compensation paid to any interpreter in the case.

26 SECTION 6. This Act takes effect immediately if it receives
27 a vote of two-thirds of all the members elected to each house, as

H.B. No. 590

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, 2009.