

1-1 By: Crownover (Senate Sponsor - Zaffirini) H.B. No. 590  
1-2 (In the Senate - Received from the House April 16, 2009;  
1-3 April 27, 2009, read first time and referred to Committee on  
1-4 Criminal Justice; May 6, 2009, reported favorably by the following  
1-5 vote: Yeas 6, Nays 0; May 6, 2009, sent to printer.)

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

1-8 relating to the name of the Crime Stoppers Advisory Council.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. The heading to Chapter 414, Government Code, is  
1-11 amended to read as follows:

1-12 CHAPTER 414. TEXAS CRIME STOPPERS [~~ADVISORY~~] COUNCIL

1-13 SECTION 2. Section 414.001(1), Government Code, is amended  
1-14 to read as follows:

1-15 (1) "Council" means the Texas Crime Stoppers  
1-16 [~~Advisory~~] Council.

1-17 SECTION 3. Section 414.002(a), Government Code, is amended  
1-18 to read as follows:

1-19 (a) The Texas Crime Stoppers [~~Advisory~~] Council is within  
1-20 the criminal justice division of the governor's office.

1-21 SECTION 4. Article 37.073(c), Code of Criminal Procedure,  
1-22 is amended to read as follows:

1-23 (c) In this article, "crime stoppers organization" means a  
1-24 crime stoppers organization, as defined by Subdivision (2), Section  
1-25 414.001, Government Code, that is approved by the Texas Crime  
1-26 Stoppers [~~Advisory~~] Council to receive payments of rewards under  
1-27 this article and Article 42.152 [~~of this code~~].

1-28 SECTION 5. Section 11(a), Article 42.12, Code of Criminal  
1-29 Procedure, is amended to read as follows:

1-30 (a) The judge of the court having jurisdiction of the case  
1-31 shall determine the conditions of community supervision and may, at  
1-32 any time[~~7~~] during the period of community supervision, alter or  
1-33 modify the conditions. The judge may impose any reasonable  
1-34 condition that is designed to protect or restore the community,  
1-35 protect or restore the victim, or punish, rehabilitate, or reform  
1-36 the defendant. Conditions of community supervision may include,  
1-37 but shall not be limited to, the conditions that the defendant  
1-38 shall:

1-39 (1) Commit no offense against the laws of this State or  
1-40 of any other State or of the United States;

1-41 (2) Avoid injurious or vicious habits;

1-42 (3) Avoid persons or places of disreputable or harmful  
1-43 character;

1-44 (4) Report to the supervision officer as directed by  
1-45 the judge or supervision officer and obey all rules and regulations  
1-46 of the community supervision and corrections department;

1-47 (5) Permit the supervision officer to visit the  
1-48 defendant at the defendant's home or elsewhere;

1-49 (6) Work faithfully at suitable employment as far as  
1-50 possible;

1-51 (7) Remain within a specified place;

1-52 (8) Pay the defendant's fine, if one be assessed, and  
1-53 all court costs whether a fine be assessed or not, in one or several  
1-54 sums;

1-55 (9) Support the defendant's dependents;

1-56 (10) Participate, for a time specified by the judge in  
1-57 any community-based program, including a community-service work  
1-58 program under Section 16 of this article;

1-59 (11) Reimburse the county in which the prosecution was  
1-60 instituted for compensation paid to appointed counsel for defending  
1-61 the defendant in the case, if counsel was appointed, or if the  
1-62 defendant was represented by a county-paid public defender, in an  
1-63 amount that would have been paid to an appointed attorney had the  
1-64 county not had a public defender;

2-1 (12) Remain under custodial supervision in a community  
 2-2 corrections facility, obey all rules and regulations of such  
 2-3 facility, and pay a percentage of the defendant's income to the  
 2-4 facility for room and board;  
 2-5 (13) Pay a percentage of the defendant's income to the  
 2-6 defendant's dependents for their support while under custodial  
 2-7 supervision in a community corrections facility;  
 2-8 (14) Submit to testing for alcohol or controlled  
 2-9 substances;  
 2-10 (15) Attend counseling sessions for substance abusers  
 2-11 or participate in substance abuse treatment services in a program  
 2-12 or facility approved or licensed by the Texas Commission on Alcohol  
 2-13 and Drug Abuse;  
 2-14 (16) With the consent of the victim of a misdemeanor  
 2-15 offense or of any offense under Title 7, Penal Code, participate in  
 2-16 victim-defendant mediation;  
 2-17 (17) Submit to electronic monitoring;  
 2-18 (18) Reimburse the compensation to victims of crime  
 2-19 fund for any amounts paid from that fund to or on behalf of a victim,  
 2-20 as defined by Article 56.32, of the defendant's offense or if no  
 2-21 reimbursement is required, make one payment to the compensation to  
 2-22 victims of crime fund in an amount not to exceed \$50 if the offense  
 2-23 is a misdemeanor or not to exceed \$100 if the offense is a felony;  
 2-24 (19) Reimburse a law enforcement agency for the  
 2-25 analysis, storage, or disposal of raw materials, controlled  
 2-26 substances, chemical precursors, drug paraphernalia, or other  
 2-27 materials seized in connection with the offense;  
 2-28 (20) Pay all or part of the reasonable and necessary  
 2-29 costs incurred by the victim for psychological counseling made  
 2-30 necessary by the offense or for counseling and education relating  
 2-31 to acquired immune deficiency syndrome or human immunodeficiency  
 2-32 virus made necessary by the offense;  
 2-33 (21) Make one payment in an amount not to exceed \$50 to  
 2-34 a crime stoppers organization as defined by Section 414.001,  
 2-35 Government Code, and as certified by the Texas Crime Stoppers  
 2-36 [~~Advisory~~] Council;  
 2-37 (22) Submit a DNA sample to the Department of Public  
 2-38 Safety under Subchapter G, Chapter 411, Government Code, for the  
 2-39 purpose of creating a DNA record of the defendant;  
 2-40 (23) In any manner required by the judge, provide  
 2-41 public notice of the offense for which the defendant was placed on  
 2-42 community supervision in the county in which the offense was  
 2-43 committed; and  
 2-44 (24) Reimburse the county in which the prosecution was  
 2-45 instituted for compensation paid to any interpreter in the case.  
 2-46 SECTION 6. This Act takes effect immediately if it receives  
 2-47 a vote of two-thirds of all the members elected to each house, as  
 2-48 provided by Section 39, Article III, Texas Constitution. If this  
 2-49 Act does not receive the vote necessary for immediate effect, this  
 2-50 Act takes effect September 1, 2009.

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