

1-1 By: Gutierrez, et al. (Senate Sponsor - Uresti) H.B. No. 666  
1-2 (In the Senate - Received from the House April 23, 2009;  
1-3 May 1, 2009, read first time and referred to Committee on Criminal  
1-4 Justice; May 22, 2009, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 6, Nays 0;  
1-6 May 22, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 666 By: Whitmire

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to certain costs used to fund drug court programs.  
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-12 SECTION 1. Article 102.0178(a), Code of Criminal Procedure,  
1-13 is amended to read as follows:  
1-14 (a) In addition to other costs on conviction imposed by this  
1-15 chapter, a person shall pay \$60 [~~\$50~~] as a court cost on conviction  
1-16 of an offense punishable as a Class B misdemeanor or any higher  
1-17 category of offense under:  
1-18 (1) Chapter 49, Penal Code; or  
1-19 (2) Chapter 481, Health and Safety Code.  
1-20 SECTION 2. (a) Section 102.021, Government Code, is  
1-21 amended to conform to Chapter 1263 (H.B. 3060), Acts of the 80th  
1-22 Legislature, Regular Session, 2007, and is further amended to read  
1-23 as follows:  
1-24 Sec. 102.021. COURT COSTS ON CONVICTION: CODE OF CRIMINAL  
1-25 PROCEDURE. A person convicted of an offense shall pay the following  
1-26 under the Code of Criminal Procedure, in addition to all other  
1-27 costs:  
1-28 (1) court cost on conviction of any offense, other  
1-29 than a conviction of an offense relating to a pedestrian or the  
1-30 parking of a motor vehicle (Art. 102.0045, Code of Criminal  
1-31 Procedure) . . . \$4;  
1-32 (2) a fee for services of prosecutor (Art. 102.008,  
1-33 Code of Criminal Procedure) . . . \$25;  
1-34 (3) fees for services of peace officer:  
1-35 (A) issuing a written notice to appear in court  
1-36 for certain violations (Art. 102.011, Code of Criminal Procedure)  
1-37 . . . \$5;  
1-38 (B) executing or processing an issued arrest  
1-39 warrant, [~~or~~] capias, or capias pro fine (Art. 102.011, Code of  
1-40 Criminal Procedure) . . . \$50;  
1-41 (C) summoning a witness (Art. 102.011, Code of  
1-42 Criminal Procedure) . . . \$5;  
1-43 (D) serving a writ not otherwise listed (Art.  
1-44 102.011, Code of Criminal Procedure) . . . \$35;  
1-45 (E) taking and approving a bond and, if  
1-46 necessary, returning the bond to courthouse (Art. 102.011, Code of  
1-47 Criminal Procedure) . . . \$10;  
1-48 (F) commitment or release (Art. 102.011, Code of  
1-49 Criminal Procedure) . . . \$5;  
1-50 (G) summoning a jury (Art. 102.011, Code of  
1-51 Criminal Procedure) . . . \$5;  
1-52 (H) attendance of a prisoner in habeas corpus  
1-53 case if prisoner has been remanded to custody or held to bail (Art.  
1-54 102.011, Code of Criminal Procedure) . . . \$8 each day;  
1-55 (I) mileage for certain services performed (Art.  
1-56 102.011, Code of Criminal Procedure) . . . \$0.29 per mile; and  
1-57 (J) services of a sheriff or constable who serves  
1-58 process and attends examining trial in certain cases (Art. 102.011,  
1-59 Code of Criminal Procedure) . . . not to exceed \$5;  
1-60 (4) services of a peace officer in conveying a witness  
1-61 outside the county (Art. 102.011, Code of Criminal Procedure) . . .  
1-62 \$10 per day or part of a day, plus actual necessary travel expenses;  
1-63 (5) overtime of peace officer for time spent

2-1 testifying in the trial or traveling to or from testifying in the  
2-2 trial (Art. 102.011, Code of Criminal Procedure) . . . actual cost;  
2-3 (6) court costs on an offense relating to rules of the  
2-4 road, when offense occurs within a school crossing zone (Art.  
2-5 102.014, Code of Criminal Procedure) . . . \$25;  
2-6 (7) court costs on an offense of passing a school bus  
2-7 (Art. 102.014, Code of Criminal Procedure) . . . \$25;  
2-8 (8) court costs on an offense of truancy or  
2-9 contributing to truancy (Art. 102.014, Code of Criminal Procedure)  
2-10 . . . \$20;  
2-11 (9) cost for visual recording of intoxication arrest  
2-12 before conviction (Art. 102.018, Code of Criminal Procedure) . . .  
2-13 \$15;  
2-14 (10) cost of certain evaluations (Art. 102.018, Code  
2-15 of Criminal Procedure) . . . actual cost;  
2-16 (11) additional costs attendant to certain  
2-17 intoxication convictions under Chapter 49, Penal Code, for  
2-18 emergency medical services, trauma facilities, and trauma care  
2-19 systems (Art. 102.0185, Code of Criminal Procedure) . . . \$100;  
2-20 (12) additional costs attendant to certain child  
2-21 sexual assault and related convictions, for child abuse prevention  
2-22 programs (Art. 102.0186, Code of Criminal Procedure) . . . \$100;  
2-23 (13) cost for DNA testing for certain felonies (Art.  
2-24 102.020, Code of Criminal Procedure) . . . \$250;  
2-25 (14) court cost on an offense of public lewdness or  
2-26 indecent exposure (Art. 102.020, Code of Criminal Procedure) . . .  
2-27 \$50;  
2-28 (15) if required by the court, a restitution fee for  
2-29 costs incurred in collecting restitution installments and for the  
2-30 compensation to victims of crime fund (Art. 42.037, Code of  
2-31 Criminal Procedure) . . . \$12; ~~and~~  
2-32 (16) if directed by the justice of the peace or  
2-33 municipal court judge hearing the case, court costs on conviction  
2-34 in a criminal action (Art. 45.041, Code of Criminal Procedure)  
2-35 . . . part or all of the costs as directed by the judge; and  
2-36 (17) costs attendant to convictions under Chapter 49,  
2-37 Penal Code, and under Chapter 481, Health and Safety Code, to help  
2-38 fund drug court programs established under Chapter 469, Health and  
2-39 Safety Code (Art. 102.0178, Code of Criminal Procedure) . . . \$60.  
2-40 (b) Section 102.0215, Government Code, is repealed.  
2-41 SECTION 3. The change in law made by this Act applies only  
2-42 to an offense committed on or after the effective date of this Act.  
2-43 An offense committed before the effective date of this Act is  
2-44 covered by the law in effect when the offense was committed, and the  
2-45 former law is continued in effect for that purpose. For purposes of  
2-46 this section, an offense was committed before the effective date of  
2-47 this Act if any element of the offense was committed before that  
2-48 date.  
2-49 SECTION 4. This Act takes effect September 1, 2009.

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