

By: Carona

S.B. No. 386

A BILL TO BE ENTITLED

AN ACT

relating to the administrative fine and the late payment fee for a violation of a parking rule applicable to the Capitol Complex.

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

SECTION 1. Sections 411.067(a), (b), and (d), Government Code, are amended to read as follows:

(a) The department may ~~[shall have authority to]~~ adopt rules for the assessment of an administrative fine of \$25 ~~[\$10]~~ for violations of the parking rules adopted under Section 411.063. Notwithstanding the provisions of Sections 411.065 and 411.066, the department may ~~[in its discretion]~~ issue an administrative citation for a parking violation.

(b) Rules adopted under this section shall:

(1) establish a system for enforcement of administrative citations, including ~~[but not limited to]~~ assessment of a late fee not to exceed \$5 ~~[\$2]~~ and towing, impoundment, or immobilization of vehicles; and

(2) provide ~~[for]~~ a procedure of administrative review within the highway patrol district that includes the Capitol Complex ~~[capitol police district]~~ and, on request of the person assessed an administrative fine, further judicial review by the department filing the appropriate citation or complaint in a court ~~[of competent jurisdiction]~~, as provided in Section 411.066.

(d) The department shall remit to the comptroller for

1 deposit in the general revenue fund each ~~[any]~~ administrative fine
2 and late fee collected ~~[received]~~ under this section. The money
3 deposited ~~[Such—revenues]~~ may be appropriated only to the
4 department for ~~[capitol police]~~ security and parking in the highway
5 patrol district that includes the Capitol Complex.

6 SECTION 2. This Act takes effect September 1, 2009.