

By: Wentworth

S.B. No. 446

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the use of certain court costs in a criminal case for
3 municipal programs enhancing public safety and security.

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

5 SECTION 1. Article 102.014(g), Code of Criminal Procedure,
6 is amended to read as follows:

7 (g) In a municipality with a population less than 850,000
8 according to the most recent federal decennial census, the money
9 collected under this article in a municipal court case must be used
10 for a school crossing guard program if the municipality operates
11 one. If the municipality does not operate a school crossing guard
12 program or if the money received from court costs from municipal
13 court cases exceeds the amount necessary to fund the school
14 crossing guard program, the municipality may:

15 (1) ~~either~~ deposit the additional money in an
16 interest-bearing account;

17 (2) ~~or~~ expend the additional money ~~it~~ for programs
18 designed to enhance child safety, health, or nutrition, including
19 child abuse prevention and intervention and drug and alcohol abuse
20 prevention; or

21 (3) expend the additional money for programs designed
22 to enhance public safety and security.

23 SECTION 2. The change in law made by this Act applies only
24 to a violation or an offense committed on or after the effective

1 date of this Act. A violation or an offense committed before the
2 effective date of this Act is covered by the law in effect when the
3 violation or offense was committed, and the former law is continued
4 in effect for that purpose. For purposes of this section, a
5 violation or an offense was committed before the effective date of
6 this Act if any element of the violation or offense occurred before
7 that date.

8 SECTION 3. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2009.