

1-1 By: Whitmire S.B. No. 1504
1-2 (In the Senate - Filed March 9, 2009; March 17, 2009, read
1-3 first time and referred to Committee on Criminal Justice;
1-4 April 8, 2009, reported favorably by the following vote: Yeas 6,
1-5 Nays 0; April 8, 2009, sent to printer.)

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

1-8 relating to the concurrent jurisdiction of certain municipal courts
1-9 in certain criminal cases punishable by fine only.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Article 4.14, Code of Criminal Procedure, is
1-12 amended by adding Subsection (f) to read as follows:

1-13 (f) A municipality with a population of 1.9 million or more
1-14 and another municipality contiguous to that municipality may enter
1-15 into an agreement providing concurrent jurisdiction for the
1-16 municipal courts of either jurisdiction for all criminal cases
1-17 arising from offenses under state law that are:

1-18 (1) committed on the boundary of those municipalities
1-19 or within 200 yards of that boundary; and

1-20 (2) punishable by fine only.

1-21 SECTION 2. Chapter 13, Code of Criminal Procedure, is
1-22 amended by adding Article 13.045 to read as follows:

1-23 Art. 13.045. ON THE BOUNDARIES OF CERTAIN MUNICIPALITIES.

1-24 An offense punishable by fine only that is committed on the
1-25 boundary, or within 200 yards of the boundary, of contiguous
1-26 municipalities that have entered into an agreement authorized by
1-27 Article 4.14(f) and Section 29.003(h), Government Code, may be
1-28 prosecuted in either of those municipalities.

1-29 SECTION 3. Section 29.003, Government Code, is amended by
1-30 adding Subsection (h) to read as follows:

1-31 (h) A municipality with a population of 1.9 million or more
1-32 and another municipality contiguous to that municipality may enter
1-33 into an agreement providing concurrent jurisdiction for the
1-34 municipal courts of either jurisdiction for all criminal cases
1-35 arising from offenses under state law that are:

1-36 (1) committed on the boundary of those municipalities
1-37 or within 200 yards of that boundary; and

1-38 (2) punishable by fine only.

1-39 SECTION 4. The change in law made by this Act applies only
1-40 to an offense committed on or after the effective date of this Act.
1-41 An offense committed before the effective date of this Act is
1-42 governed by the law in effect when the offense was committed, and
1-43 the former law is continued in effect for that purpose. For
1-44 purposes of this section, an offense was committed before the
1-45 effective date of this Act if any element of the offense occurred
1-46 before that date.

1-47 SECTION 5. This Act takes effect September 1, 2009.

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