

By: Isaac

H.B. No. 1594

A BILL TO BE ENTITLED

AN ACT

1
2 relating to disposition of fines imposed by certain municipalities
3 for traffic violations.

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

5 SECTION 1. Section 542.402(b), Transportation Code, is
6 amended to read as follows:

7 (b) In each fiscal year, a municipality having a population
8 of less than 5,000 may retain, from fines collected for violations
9 of this title and from special expenses collected under Article
10 45.051, Code of Criminal Procedure, in cases in which a violation of
11 this title is alleged, an amount equal to 30 percent of the
12 municipality's revenue for the preceding fiscal year from all
13 sources, other than federal funds and bond proceeds, as shown by the
14 audit performed under Section 103.001, Local Government Code.
15 After a municipality has retained that amount, the municipality
16 shall send to the comptroller any portion of a fine or a special
17 expense collected that exceeds \$1. This subsection does not apply
18 to a municipality in which less than 10 percent of the traffic
19 citations issued by peace officers of the municipality in the
20 preceding fiscal year were for driving five miles per hour or less
21 above the posted speed limit.

22 SECTION 2. This Act takes effect September 1, 2011.