

1-1 By: Fletcher (Senate Sponsor - Patrick) H.B. No. 1442
1-2 (In the Senate - Received from the House May 6, 2013;
1-3 May 7, 2013, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 14, 2013, reported favorably by
1-5 the following vote: Yeas 5, Nays 0; May 14, 2013, sent to
1-6 printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Hinojosa	X		
1-10	Nichols	X		
1-11	Garcia	X		
1-12	Paxton	X		
1-13	Taylor	X		

1-14 A BILL TO BE ENTITLED
1-15 AN ACT

1-16 relating to the authority of a county to deposit fees collected by a
1-17 county bail bond board in a separate county fund.

1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-19 SECTION 1. Section 1704.101, Occupations Code, is amended
1-20 to read as follows:

1-21 Sec. 1704.101. ADMINISTRATIVE AUTHORITY. A board shall:

1-22 (1) exercise powers incidental or necessary to the
1-23 administration of this chapter;

1-24 (2) deposit fees collected under this chapter in the
1-25 general fund of the county or in a separate county fund established
1-26 for this purpose;

1-27 (3) supervise and regulate each phase of the bonding
1-28 business in the county;

1-29 (4) adopt and post rules necessary to implement this
1-30 chapter;

1-31 (5) conduct hearings and investigations and make
1-32 determinations relating to the issuance, denial, or renewal of
1-33 licenses;

1-34 (6) issue licenses to qualified applicants;

1-35 (7) deny licenses to unqualified applicants;

1-36 (8) employ persons necessary to assist in board
1-37 functions; and

1-38 (9) conduct board business, including maintaining
1-39 records and minutes.

1-40 SECTION 2. Section 1704.103(a), Occupations Code, is
1-41 amended to read as follows:

1-42 (a) Fees deposited in the general fund of a county or in a
1-43 separate county fund under Section 1704.101(2) may be used only to
1-44 administer and enforce this chapter, including reimbursement for:

1-45 (1) reasonable expenses incurred by the board in
1-46 enforcing this chapter; and

1-47 (2) actual expenses incurred by a board member in
1-48 serving on the board.

1-49 SECTION 3. A county that establishes a separate county fund
1-50 for the purpose of depositing fees collected under Chapter 1704,
1-51 Occupations Code, as provided by Section 1704.101, Occupations
1-52 Code, as amended by this Act, may transfer fees previously
1-53 collected under Chapter 1704, Occupations Code, and deposited in
1-54 the county's general fund to the separate fund.

1-55 SECTION 4. This Act takes effect immediately if it receives
1-56 a vote of two-thirds of all the members elected to each house, as
1-57 provided by Section 39, Article III, Texas Constitution. If this
1-58 Act does not receive the vote necessary for immediate effect, this
1-59 Act takes effect September 1, 2013.

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