

By: West

S.B. No. 967

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of a municipality or county to retain
3 certain fees.

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

5 SECTION 1. Subsection (e), Section 133.058, Local
6 Government Code, is amended to read as follows:

7 (e) A municipality or county may not retain a service fee
8 if, during an audit under Article 103.0033(j), Code of Criminal
9 Procedure, the Office of Court Administration of the Texas Judicial
10 System determines that the municipality or county is not in
11 compliance with Article 103.0033, Code of Criminal Procedure, and
12 [~~in the case of a municipality if~~] the municipality or county is
13 unable to reestablish compliance on or before the 180th day after
14 the date the municipality or county receives written notice of
15 noncompliance from the office. After any period in which the
16 municipality or county becomes unable to retain a service fee under
17 this subsection, the municipality or county may begin once more to
18 retain the fee only on receipt of a written confirmation from the
19 office that the municipality or county is in compliance with
20 Article 103.0033, Code of Criminal Procedure.

21 SECTION 2. Subsection (c-1), Section 133.103, Local
22 Government Code, is amended to read as follows:

23 (c-1) The treasurer shall send to the comptroller 100
24 percent of the fees collected under this section if, during an audit

1 under Article 103.0033(j), Code of Criminal Procedure, the Office
2 of Court Administration of the Texas Judicial System determines
3 that the municipality or county is not in compliance with Article
4 103.0033, Code of Criminal Procedure, and [~~in the case of a~~
5 ~~municipality if the municipality~~] is unable to reestablish
6 compliance on or before the 180th day after the date the
7 municipality or county receives written notice of noncompliance
8 from the office. After any period in which the treasurer is
9 required under this subsection to send 100 percent of the fees
10 collected under this section to the comptroller, the municipality
11 or county shall begin once more to dispose of fees as otherwise
12 provided by this section on receipt of a written confirmation from
13 the office that the municipality or county is in compliance with
14 Article 103.0033, Code of Criminal Procedure.

15 SECTION 3. This Act takes effect immediately if it receives
16 a vote of two-thirds of all the members elected to each house, as
17 provided by Section 39, Article III, Texas Constitution. If this
18 Act does not receive the vote necessary for immediate effect, this
19 Act takes effect September 1, 2013.