

1-1 By: West S.B. No. 967
 1-2 (In the Senate - Filed February 28, 2013; March 12, 2013,
 1-3 read first time and referred to Committee on Jurisprudence;
 1-4 April 8, 2013, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 6, Nays 0; April 8, 2013,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 West	X			
1-9 Rodriguez	X			
1-10 Campbell	X			
1-11 Carona	X			
1-12 Garcia	X			
1-13 Hancock	X			
1-14 Paxton			X	

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 967 By: West

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the authority of a municipality or county to retain
 1-20 certain fees.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subsection (e), Section 133.058, Local
 1-23 Government Code, is amended to read as follows:

1-24 (e) A municipality or county may not retain a service fee
 1-25 if, during an audit under Article 103.0033(j), Code of Criminal
 1-26 Procedure, the Office of Court Administration of the Texas Judicial
 1-27 System determines that the municipality or county is not in
 1-28 compliance with Article 103.0033, Code of Criminal Procedure, and
 1-29 ~~[in the case of a municipality if]~~ municipality or county is
 1-30 unable to reestablish compliance on or before the 180th day after
 1-31 the date the municipality or county receives written notice of
 1-32 noncompliance from the office. After any period in which the
 1-33 municipality or county becomes unable to retain a service fee under
 1-34 this subsection, the municipality or county may begin once more to
 1-35 retain the fee only on receipt of a written confirmation from the
 1-36 office that the municipality or county is in compliance with
 1-37 Article 103.0033, Code of Criminal Procedure.

1-38 SECTION 2. Subsection (c-1), Section 133.103, Local
 1-39 Government Code, is amended to read as follows:

1-40 (c-1) The treasurer shall send to the comptroller 100
 1-41 percent of the fees collected under this section if, during an audit
 1-42 under Article 103.0033(j), Code of Criminal Procedure, the Office
 1-43 of Court Administration of the Texas Judicial System determines
 1-44 that the municipality or county is not in compliance with Article
 1-45 103.0033, Code of Criminal Procedure, and ~~[in the case of a~~
 1-46 ~~municipality if the municipality]~~ municipality or county is unable to reestablish
 1-47 compliance on or before the 180th day after the date the
 1-48 municipality or county receives written notice of noncompliance
 1-49 from the office. After any period in which the treasurer is
 1-50 required under this subsection to send 100 percent of the fees
 1-51 collected under this section to the comptroller, the municipality
 1-52 or county shall begin once more to dispose of fees as otherwise
 1-53 provided by this section on receipt of a written confirmation from
 1-54 the office that the municipality or county is in compliance with
 1-55 Article 103.0033, Code of Criminal Procedure.

1-56 SECTION 3. This Act takes effect immediately if it receives
 1-57 a vote of two-thirds of all the members elected to each house, as
 1-58 provided by Section 39, Article III, Texas Constitution. If this
 1-59 Act does not receive the vote necessary for immediate effect, this
 1-60 Act takes effect September 1, 2013.

1-61 * * * * *