

1-1 By: Hinojosa S.B. No. 1353
1-2 (In the Senate - Filed March 11, 2015; March 18, 2015, read
1-3 first time and referred to Committee on Criminal Justice;
1-4 April 7, 2015, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; April 7, 2015,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Whitmire	X		
1-10	Huffman	X		
1-11	Burton	X		
1-12	Creighton	X		
1-13	Hinojosa	X		
1-14	Menéndez	X		
1-15	Perry	X		

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1353 By: Hinojosa

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

1-19 relating to the provision and administration of indigent defense
1-20 services.

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

1-22 SECTION 1. Section 79.037, Government Code, is amended by
1-23 amending Subsections (b) and (c) and adding Subsection (e) to read
1-24 as follows:

1-25 (b) The commission shall distribute funds as described
1-26 ~~[required]~~ by Subsection (a)(2) or (e) based on the applicable ~~[a]~~
1-27 county's compliance with standards adopted by the board and the
1-28 county's demonstrated commitment to compliance with the
1-29 requirements of state law relating to indigent defense.

1-30 (c) The board shall adopt policies to ensure that funds
1-31 under Subsection (a)(2) or (e) are allocated and distributed ~~[to~~
1-32 ~~counties]~~ in a fair manner.

1-33 (e) The commission may award a grant to an entity described
1-34 by Section 791.013 that provides to a county administrative
1-35 services under an interlocal contract entered into for the purpose
1-36 of providing or improving the provision of indigent defense
1-37 services in the county. The commission shall monitor each entity
1-38 that receives a grant under this subsection and enforce compliance
1-39 with the conditions of the grant in the same manner as if the grant
1-40 were awarded directly to a county under Subsection (a)(2).

1-41 SECTION 2. Subchapter C, Chapter 79, Government Code, is
1-42 amended by adding Section 79.040 to read as follows:

1-43 Sec. 79.040. INDIGENT DEFENSE INFORMATION SYSTEM. (a) By
1-44 entering into an interlocal contract with one or more counties
1-45 under Chapter 791, the commission may participate and assist
1-46 counties in the creation, implementation, operation, and
1-47 maintenance of a computerized system to be used to assist those
1-48 counties in the provision and administration of indigent defense
1-49 services and to be used to collect data from those counties
1-50 regarding representation of indigent defendants in this state.

1-51 (b) The commission may use appropriated funds to pay costs
1-52 incurred under an interlocal contract described by Subsection (a),
1-53 including license fees, implementation costs, maintenance and
1-54 operations costs, administrative costs, and any other costs
1-55 specified in the interlocal contract.

1-56 (c) The commission may provide training services to
1-57 counties on the use and operation of a system created, implemented,
1-58 operated, or maintained by one or more counties under Subsection
1-59 (a).

1-60 (d) Subchapter L, Chapter 2054, does not apply to an

2-1 indigent defense information system created under this section.

2-2 SECTION 3. This Act takes effect September 1, 2015.

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