

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Larson

H.B. No. 583

A BILL TO BE ENTITLED

AN ACT

relating to donations to certain local veteran's charities ordered  
as a condition of community supervision.

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

SECTION 1. Section 16(f), Article 42.12, Code of Criminal  
Procedure, is amended to read as follows:

(f) In lieu of requiring a defendant to work a specified  
number of hours at a community service project or projects under  
Subsection (a), the judge may order a defendant to make a specified  
donation to a nonprofit food bank or food pantry in the community in  
which the defendant resides or a charitable organization engaged  
primarily in performing charitable functions for veterans in the  
community in which the defendant resides. In this subsection,  
"charitable organization" has the meaning assigned by Section  
2252.906, Government Code, and "veteran" has the meaning assigned  
by Section 434.022, Government Code.

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

ADOPTED

MAY 27 2015

*Adair Spaw*  
Secretary of the Senate

By: *Spit Merino*

H.B. No. 583

Substitute the following for H.B. No. 583:

By: *J. J. King*

C.S. H.B. No. 583

A BILL TO BE ENTITLED

1

AN ACT

2 relating to donations to certain local veteran's charities ordered  
3 as a condition of community supervision.

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

5 SECTION 1. Section 16, Article 42.12, Code of Criminal  
6 Procedure, is amended by amending Subsection (f) and adding  
7 Subsection (h) to read as follows:

8 (f) In lieu of requiring a defendant to work a specified  
9 number of hours at a community service project or projects under  
10 Subsection (a), the judge may order a defendant to make a specified  
11 donation to:

12 (1) a nonprofit food bank or food pantry in the  
13 community in which the defendant resides;

14 (2) a charitable organization engaged primarily in  
15 performing charitable functions for veterans in the community in  
16 which the defendant resides; or

17 (3) in a county with a population of less than 50,000,  
18 another nonprofit organization that:

19 (A) is exempt from taxation under Section 501(a)  
20 of the Internal Revenue Code of 1986 because it is listed in Section  
21 501(c)(3) of that code; and

22 (B) provides services or assistance to needy  
23 individuals and families in the community in which the defendant  
24 resides.

1           (h) In this section:

2                   (1) "Charitable organization" has the meaning  
3 assigned by Section 2252.906, Government Code.

4                   (2) "Veteran" has the meaning assigned by Section  
5 434.022, Government Code.

6           SECTION 2. This Act takes effect September 1, 2015.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**May 27, 2015**

**TO:** Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB583** by Larson (Relating to donations to certain local veteran's charities ordered as a condition of community supervision. ), **As Passed 2nd House**

<b>No fiscal implication to the State is anticipated.</b>
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The bill would amend the Code of Criminal Procedure to add making a donation to a veteran's charity as an option for which a court may order a defendant to make in lieu of requiring work on a specified number of community service project hours.

Based on the analysis of the Office of Court Administration, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council

**LBB Staff:** UP, SD, KJo, MW, GDz

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**May 25, 2015**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB583** by Larson (Relating to donations to certain local veteran's charities ordered as a condition of community supervision.), **Committee Report 2nd House, Substituted**

<b>No fiscal implication to the State is anticipated.</b>
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The bill would amend the Code of Criminal Procedure to add making a donation to a veteran's charity as an option for which a court may order a defendant to make in lieu of requiring work on a specified number of community service project hours.

Based on the analysis of the Office of Court Administration, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council

**LBB Staff:** UP, KJo, MW, GDz

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**May 22, 2015**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB583** by Larson (Relating to donations to certain local veteran's charities ordered as a condition of community supervision.), **As Engrossed**

**No fiscal implication to the State is anticipated.**

The bill would amend the Code of Criminal Procedure to add making a donation to a veteran's charity as an option for which a court may order a defendant to make in lieu of requiring work on a specified number of community service project hours.

Based on the analysis of the Office of Court Administration, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council

**LBB Staff:** UP, KJo, MW, GDz

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**March 17, 2015**

**TO:** Honorable Jim Murphy, Chair, House Committee on Corrections

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB583** by Larson (Relating to donations to certain local veteran's charities ordered as a condition of community supervision.), **As Introduced**

<b>No fiscal implication to the State is anticipated.</b>
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The bill would amend the Code of Criminal Procedure to add making a donation to a veteran's charity as an option for which a court may order a defendant to make in lieu of requiring work on a specified number of community service project hours.

Based on the analysis of the Office of Court Administration, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council

**LBB Staff:** UP, KJo, MW, GDz