

By: Thompson of Harris

H.B. No. 1430

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the indigent status of a person for the purposes of the
3 driver responsibility program.

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

5 SECTION 1. Section 708.158(a), Transportation Code, is
6 amended to read as follows:

7 (a) The department shall waive all surcharges assessed
8 under this chapter for a person who is indigent. For the purposes
9 of this section, a person is considered to be indigent if the person
10 provides the evidence described by Subsection (b) to the court. The
11 court on its own motion may inquire whether the person would like to
12 submit evidence to establish the person's indigent status.

13 SECTION 2. The change in law made by this Act to Section
14 708.158, Transportation Code, applies only to a trial that begins
15 on or after the effective date of this Act, regardless of whether
16 the offense occurred before, on, or after the effective date of this
17 Act. The state is not required to refund a surcharge collected
18 before the effective date of this Act.

19 SECTION 3. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2017.