

By: Walle

H.B. No. 2773

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the repeal of the time payment fee imposed on certain
3 persons convicted of an offense.

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

5 SECTION 1. Section 102.0212, Government Code, is amended to
6 read as follows:

7 Sec. 102.0212. COURT COSTS ON CONVICTION: LOCAL GOVERNMENT
8 CODE. A person convicted of an offense shall pay the following
9 under the Local Government Code, in addition to all other costs:

10 (1) court costs on conviction of a felony (Sec.
11 133.102, Local Government Code) . . . \$133;

12 (2) court costs on conviction of a Class A or Class B
13 misdemeanor (Sec. 133.102, Local Government Code) . . . \$83;

14 (3) court costs on conviction of a nonjailable
15 misdemeanor offense, including a criminal violation of a municipal
16 ordinance, other than a conviction of an offense relating to a
17 pedestrian or the parking of a motor vehicle (Sec. 133.102, Local
18 Government Code) . . . \$40;

19 (4) ~~[a time payment fee if convicted of a felony or~~
20 ~~misdemeanor for paying any part of a fine, court costs, or~~
21 ~~restitution on or after the 31st day after the date on which a~~
22 ~~judgment is entered assessing the fine, court costs, or restitution~~
23 ~~(Sec. 133.103, Local Government Code) . . . \$25,~~

24 [~~5~~] a cost on conviction of any offense, other than

1 an offense relating to a pedestrian or the parking of a motor
2 vehicle (Sec. 133.105, Local Government Code) . . . \$6; and

3 (5) [~~(6)~~] a cost on conviction of any offense, other
4 than an offense relating to a pedestrian or the parking of a motor
5 vehicle (Sec. 133.107, Local Government Code) . . . \$2.

6 SECTION 2. Section 133.003, Local Government Code, is
7 amended to read as follows:

8 Sec. 133.003. CRIMINAL FEES. This chapter applies to the
9 following criminal fees:

10 (1) the consolidated fee imposed under Section
11 133.102;

12 (2) [~~the time payment fee imposed under Section~~
13 ~~133.103,~~

14 [~~(3)~~] fees for services of peace officers employed by
15 the state imposed under Article 102.011, Code of Criminal
16 Procedure, and forwarded to the comptroller as provided by Section
17 133.104;

18 (3) [~~(4)~~] costs on conviction imposed in certain
19 statutory county courts under Section 51.702, Government Code, and
20 deposited in the judicial fund;

21 (4) [~~(5)~~] costs on conviction imposed in certain
22 county courts under Section 51.703, Government Code, and deposited
23 in the judicial fund;

24 (5) [~~(6)~~] the administrative fee for failure to appear
25 or failure to pay or satisfy a judgment imposed under Section
26 706.006, Transportation Code;

27 (6) [~~(7)~~] fines on conviction imposed under Section

1 621.506(g), Transportation Code;

2 (7) [~~(8)~~] the fee imposed under Article 102.0045, Code
3 of Criminal Procedure;

4 (8) [~~(9)~~] the cost on conviction imposed under Section
5 133.105 and deposited in the judicial fund; and

6 (9) [~~(10)~~] the cost on conviction imposed under
7 Section 133.107.

8 SECTION 3. Section 133.103, Local Government Code, is
9 repealed.

10 SECTION 4. The repeal by this Act of Section 133.103, Local
11 Government Code, does not apply to an offense committed before the
12 effective date of this Act. An offense committed before the
13 effective date of this Act is governed by the law as it existed on
14 the date the offense was committed, and the former law is continued
15 in effect for that purpose. For purposes of this section, an
16 offense was committed before the effective date of this Act if any
17 element of the offense occurred before that date.

18 SECTION 5. This Act takes effect September 1, 2017.