86R21463 TSS-F

By:  Gutierrez H.B. No. 3978

Substitute the following for H.B. No. 3978:

By:  Morales C.S.H.B. No. 3978

A BILL TO BE ENTITLED

AN ACT

relating to donations to certain local nonprofit organizations ordered to be paid as a condition of community supervision.

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

SECTION 1.  Article 42A.304(f), Code of Criminal Procedure, is amended to read as follows:

(f)  Instead of requiring the defendant to work a specified number of hours at one or more community service projects under Subsection (a), the judge may order a defendant to make a specified donation to:

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

(2)  a charitable organization engaged primarily in performing charitable functions for veterans in the community in which the defendant resides; [~~or~~]

(3)  a nonprofit organization that:

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

(B)   supports drug courts serving the community in which the defendant resides; or

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

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

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

SECTION 2.  This Act takes effect September 1, 2019.