86R16452 TYPED

By:  Bettencourt S.B. No. 1774

A BILL TO BE ENTITLED

AN ACT

relating to the maintenance of information entered into a fee record.

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

SECTION 1.  Chapter 103, Code of Criminal Procedure, is amended by amending Article 103.0081 to read as follows:

Art. 103.0081.  UNCOLLECTIBLE FEES. (a) Any officer authorized by this chapter to collect a fee or item of cost may request the trial court in which a criminal action or proceeding was held to make a finding that a fee or item of cost imposed in the action or proceeding is uncollectible if the officer believes:

(1)  the defendant is deceased;

(2)  the defendant is serving a sentence for imprisonment for life or life without parole; or

(3)  the fee has been unpaid for at least 15 years.

(b)  On a finding by a court that any condition described by Subsections (a)(1)-(3) is true, the court may order the officer to designate the fee or item of cost as uncollectible in the fee record. The officer shall attach a copy of the court's order to the fee record.

~~(c)  This article applies only to a county with a population of more than 780,000 but less than 790,000.~~

SECTION 2.  This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.