

By: Gutierrez

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)

1 of the Internal Revenue Code of 1986 because it is listed in Section
2 501(c)(3) of that code; and

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

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