

1-1 By: Hall, et al. S.B. No. 653
 1-2 (In the Senate - Filed February 5, 2019; March 1, 2019, read
 1-3 first time and referred to Committee on Transportation;
 1-4 April 24, 2019, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 6, Nays 2; April 24, 2019,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10				
1-11		X		
1-12	X			
1-13	X			
1-14	X			
1-15		X		
1-16			X	
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 653 By: Hinojosa

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to prohibiting the use of photographic traffic signal
 1-22 enforcement systems.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. The heading to Chapter 707, Transportation Code,
 1-25 is amended to read as follows:

1-26 CHAPTER 707. PHOTOGRAPHIC TRAFFIC SIGNAL
 1-27 ENFORCEMENT SYSTEM PROHIBITED

1-28 SECTION 2. Chapter 707, Transportation Code, is amended by
 1-29 adding Sections 707.020 and 707.021 to read as follows:

1-30 Sec. 707.020. PHOTOGRAPHIC TRAFFIC SIGNAL ENFORCEMENT
 1-31 SYSTEM PROHIBITED. (a) Notwithstanding any other law, a local
 1-32 authority may not implement or operate a photographic traffic
 1-33 signal enforcement system with respect to a highway or street under
 1-34 the jurisdiction of the authority.

1-35 (b) The attorney general shall enforce this section.

1-36 Sec. 707.021. USE OF EVIDENCE FROM PHOTOGRAPHIC TRAFFIC
 1-37 SIGNAL ENFORCEMENT SYSTEM PROHIBITED. Notwithstanding any other
 1-38 law, a local authority may not issue a civil or criminal charge or
 1-39 citation for an offense or violation based on a recorded image
 1-40 produced by a photographic traffic signal enforcement system.

1-41 SECTION 3. Section 27.031(a), Government Code, is amended
 1-42 to read as follows:

1-43 (a) In addition to the jurisdiction and powers provided by
 1-44 the constitution and other law, the justice court has original
 1-45 jurisdiction of:

1-46 (1) civil matters in which exclusive jurisdiction is
 1-47 not in the district or county court and in which the amount in
 1-48 controversy is not more than \$10,000, exclusive of interest;

1-49 (2) cases of forcible entry and detainer; and

1-50 (3) foreclosure of mortgages and enforcement of liens
 1-51 on personal property in cases in which the amount in controversy is
 1-52 otherwise within the justice court's jurisdiction[~~and~~

1-53 [~~(4) cases arising under Chapter 707, Transportation~~
 1-54 ~~Code, outside a municipality's territorial limits].~~

1-55 SECTION 4. Section 780.003(b), Health and Safety Code, is
 1-56 amended to read as follows:

1-57 (b) The account is composed of money deposited to the credit
 1-58 of the account under the [~~Sections 542.406 and 707.008,~~
 1-59 ~~Transportation Code[~~and~~ and under Section 780.002 of this code.~~

1-60 SECTION 5. Section 133.004, Local Government Code, as

2-1 amended by Chapters 718 (H.B. 2359), 1027 (H.B. 1623), and 1149
2-2 (S.B. 1119), Acts of the 80th Legislature, Regular Session, 2007,
2-3 is reenacted and amended to read as follows:

2-4 Sec. 133.004. CIVIL FEES. This chapter applies to the
2-5 following civil fees:

2-6 (1) the consolidated fee on filing in district court
2-7 imposed under Section 133.151;

2-8 (2) the filing fee in district court for basic civil
2-9 legal services for indigents imposed under Section 133.152;

2-10 (3) the filing fee in courts other than district court
2-11 for basic civil legal services for indigents imposed under Section
2-12 133.153;

2-13 (4) the filing fees for the judicial fund imposed in
2-14 certain statutory county courts under Section 51.702, Government
2-15 Code;

2-16 (5) the filing fees for the judicial fund imposed in
2-17 certain county courts under Section 51.703, Government Code;

2-18 (6) the filing fees for the judicial fund imposed in
2-19 statutory probate courts under Section 51.704, Government Code;

2-20 (7) fees collected under Section 118.015;

2-21 (8) marriage license fees for the family trust fund
2-22 collected under Section 118.018;

2-23 (9) marriage license or declaration of informal
2-24 marriage fees for the child abuse and neglect prevention trust fund
2-25 account collected under Section 118.022; and

2-26 (10) the filing fee for the judicial fund imposed in
2-27 district court, statutory county court, and county court under
2-28 Section 133.154[~~and~~

2-29 [~~(11) the portion of the civil or administrative
2-30 penalty described by Section 542.406(c)(1), Transportation Code,
2-31 imposed by a local authority to enforce compliance with the
2-32 instructions of a traffic-control signal;~~

2-33 [~~(11) the portion of the civil or administrative
2-34 penalty described by Section 707.008(a)(1), Transportation Code,
2-35 imposed by a local authority to enforce compliance with the
2-36 instructions of a traffic-control signal~~].

2-37 SECTION 6. The following are repealed:

2-38 (1) Section 29.003(g), Government Code;

2-39 (2) Sections 542.405, 542.406, and 544.012,
2-40 Transportation Code; and

2-41 (3) Sections 707.001(2), 707.002, 707.0021, 707.003,
2-42 707.004, 707.005, 707.006, 707.007, 707.008, 707.009, 707.010,
2-43 707.011, 707.012, 707.013, 707.014, 707.015, 707.016, 707.017,
2-44 707.018, and 707.019, Transportation Code.

2-45 SECTION 7. The Texas Department of Transportation is
2-46 required to implement a provision of this Act only if the
2-47 legislature appropriates money specifically for that purpose. If
2-48 the legislature does not appropriate money specifically for that
2-49 purpose, the department may, but is not required to, implement a
2-50 provision of this Act using other appropriations available for that
2-51 purpose.

2-52 SECTION 8. This Act takes effect immediately if it receives
2-53 a vote of two-thirds of all the members elected to each house, as
2-54 provided by Section 39, Article III, Texas Constitution. If this
2-55 Act does not receive the vote necessary for immediate effect, this
2-56 Act takes effect September 1, 2019.

2-57 * * * * *