

By: West

S.B. No. 638

A BILL TO BE ENTITLED

AN ACT

relating to the definition of "indigent defense compensation expenditures" for purposes of the adjustment of a county's no-new-revenue maintenance and operations rate to reflect increases in those expenditures.

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

SECTION 1. Section 26.0442(a), Tax Code, is amended to read as follows:

(a) In this section, "indigent defense compensation expenditures" for a tax year means the difference between:

(1) the amount paid by a county in the period beginning on July 1 of the tax year preceding the tax year for which the tax is adopted and ending on June 30 of the tax year for which the tax is adopted to:

(A) provide appointed counsel for indigent individuals in criminal or civil proceedings in accordance with the schedule of fees adopted under Article 26.05, Code of Criminal Procedure; or

(B) fund the operations of a public defender's office under Article 26.044, Code of Criminal Procedure; and

(2) [~~in the period beginning on July 1 of the tax year preceding the tax year for which the tax is adopted and ending on June 30 of the tax year for which the tax is adopted, less~~] the amount of any state grants received by the county during that period

1 for those purposes [~~the same purpose~~].

2 SECTION 2. The change in law made by this Act applies to the
3 calculation of the no-new-revenue maintenance and operations rate
4 for a county only for a tax year beginning on or after the effective
5 date of this Act.

6 SECTION 3. This Act takes effect January 1, 2022.