

1-1 By: Huffman, Bettencourt, Kolthorst S.B. No. 40
 1-2 (In the Senate - Filed February 7, 2025; February 7, 2025,
 1-3 read first time and referred to Committee on Criminal Justice;
 1-4 February 13, 2025, reported favorably by the following vote:
 1-5 Yeas 6, Nays 0; February 13, 2025, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the use by a political subdivision of public funds to
 1-18 pay bail bonds.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Chapter 140, Local Government Code, is amended
 1-21 by adding Section 140.014 to read as follows:

1-22 Sec. 140.014. RESTRICTION ON USE OF PUBLIC FUNDS BY
 1-23 POLITICAL SUBDIVISIONS TO PAY BAIL BONDS. (a) A political
 1-24 subdivision may not spend public funds to pay a nonprofit
 1-25 organization that accepts and uses donations from the public to
 1-26 deposit money with a court in the amount of a defendant's bail bond.

1-27 (b) If a political subdivision engages in an activity
 1-28 prohibited by Subsection (a), a taxpayer or resident of the
 1-29 political subdivision is entitled to appropriate injunctive relief
 1-30 to prevent further activity prohibited by that subsection and
 1-31 further payment of public funds related to that activity.

1-32 (c) A taxpayer or resident who prevails in an action under
 1-33 Subsection (b) is entitled to recover from the political
 1-34 subdivision the taxpayer's or resident's reasonable attorney's fees
 1-35 and costs incurred in bringing the action.

1-36 SECTION 2. This Act takes effect September 1, 2025.

1-37 * * * * *