

1 AN ACT
 2 relating to the use of certain court costs in a criminal case for
 3 municipal programs enhancing public safety and security.

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

5 SECTION 1. Subsection (g), Article 102.014, Code of
 6 Criminal Procedure, is amended to read as follows:

7 (g) In a municipality with a population less than 850,000
 8 according to the most recent federal decennial census, the money
 9 collected under this article in a municipal court case must be used
 10 for a school crossing guard program if the municipality operates
 11 one. If the municipality does not operate a school crossing guard
 12 program or if the money received from court costs from municipal
 13 court cases exceeds the amount necessary to fund the school
 14 crossing guard program, the municipality may:

15 (1) ~~[either]~~ deposit the additional money in an
 16 interest-bearing account;

17 (2) ~~[or]~~ expend the additional money ~~[it]~~ for programs
 18 designed to enhance child safety, health, or nutrition, including
 19 child abuse prevention and intervention and drug and alcohol abuse
 20 prevention; or

21 (3) expend the additional money for programs designed
 22 to enhance public safety and security.

23 SECTION 2. Subsection (g), Section 502.173, Transportation
 24 Code, is amended to read as follows:

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Text

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1 (g) A municipality with a population greater than 850,000
2 shall deposit revenue from a fee imposed under this subsection to
3 the credit of the child safety trust fund created under Section
4 106.001, Local Government Code. A municipality with a population
5 less than 850,000 shall use revenue from a fee imposed under this
6 section in accordance with Article 102.014(g) [~~Subsection (f),~~
7 ~~Article 102.014~~], Code of Criminal Procedure.

8 SECTION 3. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2009.

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David Newkumst
President of the Senate

[Signature]
Speaker of the House

I hereby certify that S.B. No. 446 passed the Senate on March 19, 2009, by the following vote: Yeas 31, Nays 0.

[Signature]
Secretary of the Senate

I hereby certify that S.B. No. 446 passed the House on May 15, 2009, by the following vote: Yeas 144, Nays 0, one present not voting.

[Signature]
Chief Clerk of the House

~~Approved~~ **Filed**
26 MAY '09
Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
5 pm O'CLOCK

[Signature]
Secretary of State