

BILL ANALYSIS

Senate Research Center
76R3765 WP-D

S.B. 1023
By: Ellis
Jurisprudence
3/18/1999
As Filed

DIGEST

Currently, each officer that collects fines or fees in a criminal case must log the information. Many clerks, however, no longer use receipt books, but instead, have converted paper records to computerized fee and cash management systems. S.B. 10234 would authorize certain local officials to electronically store receipt records of certain fines and fees.

PURPOSE

As proposed, S.B. 1023 authorizes certain local officials to electronically store receipt records of certain fines and fees collected in criminal cases.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Article 103.010, Code of Criminal Procedure, by adding Subsection (c), to authorize each officer collecting fines or fees in criminal cases for the county to maintain the information listed in Subsections (b)(1)-(5) in a computer database instead of a receipt book. Requires the officer to provide a receipt to each person paying a fine or fee.

SECTION 2. Amends Article 103.011, Code of Criminal Procedure, to require an officer to deliver any receipt records contained in a computer database to the county auditor at the end of each month, or to allow the county auditor electronic access to the records contained in the database. Authorizes the auditor to examine the computer records. Authorizes the auditor to keep a copy of the computer generated records delivered to the auditor. Authorizes any person to inspect a computer generated record kept by the auditor. Deletes text regarding a receipt book under Article 103.010. Makes conforming and nonsubstantive changes.

SECTION 3. Emergency clause.
Effective date: 90 days after passage.