

## **BILL ANALYSIS**

Senate Research Center

S.B. 174  
By: Brown  
Criminal Justice  
1-22-97  
As Filed

### **DIGEST**

Currently, Texas law authorizes a prosecutor to collect a maximum fee of \$5 for collecting and processing a dishonored or forged check or similar sight order if the face amount of the instrument is less than \$10. Due to the rising costs of stationery, postage, and other prosecution expenses, it has become necessary to raise the fee for checks that do not exceed \$10. This bill will authorize a prosecutor to collect a maximum fee of \$10 for collecting and processing a dishonored or forged check or similar sight order if the face amount of the instrument is less than \$10.

### **PURPOSE**

As proposed, S.B. 174 changes the fee collected by a prosecutor for collecting and processing a dishonored or forged check or similar sight order that does not exceed \$10.

### **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 102.007(c), Code of Criminal Procedure, to delete the prohibition that the amount of the fee collected by a prosecutor for collecting and processing a dishonored or forged check or similar sight order not exceed \$5 if the face amount of the check or sight order does not exceed \$10. Makes conforming and nonsubstantive changes.

SECTION 2. Effective date: September 1, 1997.  
Makes application of this Act prospective.

SECTION 3. Emergency clause.