

1-1 By: Cook, Villalba, Fallon H.B. No. 1663
 1-2 (Senate Sponsor - Schwertner)
 1-3 (In the Senate - Received from the House May 11, 2015;
 1-4 May 12, 2015, read first time and referred to Committee on Criminal
 1-5 Justice; May 21, 2015, reported favorably by the following vote:
 1-6 Yeas 6, Nays 0; May 21, 2015, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15	X			

1-16 A BILL TO BE ENTITLED
 1-17 AN ACT

1-18 relating to a defendant's payment of costs associated with a
 1-19 court-appointed counsel.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Article 26.05(g), Code of Criminal Procedure, is
 1-22 amended to read as follows:

1-23 (g)(1) If the court determines that a defendant has
 1-24 financial resources that enable the defendant [~~him~~] to offset in
 1-25 part or in whole the costs of the legal services provided, including
 1-26 any expenses and costs, the court shall order the defendant to pay
 1-27 during the pendency of the charges or, if convicted, as court costs
 1-28 the amount that it finds the defendant is able to pay.

1-29 (2) This subdivision applies only to a defendant who
 1-30 at the time of sentencing to confinement or placement on community
 1-31 supervision, including deferred adjudication community
 1-32 supervision, did not have the financial resources to pay the entire
 1-33 cost of legal services provided to the defendant. At any time during
 1-34 a defendant's sentence of confinement or period of community
 1-35 supervision, the court, after providing written notice to the
 1-36 defendant and an opportunity for the defendant to present
 1-37 information relevant to the defendant's ability to pay, may order a
 1-38 defendant to whom this subdivision applies to pay the unpaid
 1-39 portion of the costs of legal services provided to the defendant, if
 1-40 the court determines that the defendant has the financial resources
 1-41 to pay the costs.

1-42 (3) In making a determination under Subdivision (2),
 1-43 the court may only consider the information a court or courts'
 1-44 designee is authorized to consider in making an indigency
 1-45 determination under Article 26.04(m).

1-46 SECTION 2. This Act takes effect September 1, 2015.

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