

1-1 By: Hinojosa S.B. No. 1056  
 1-2 (In the Senate - Filed March 9, 2015; March 16, 2015, read  
 1-3 first time and referred to Committee on Transportation;  
 1-4 April 13, 2015, reported favorably by the following vote: Yeas 8,  
 1-5 Nays 0; April 13, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7	X			
1-8	X			
1-9	X			
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the eligibility for indigent status for purposes of the  
 1-20 driver responsibility program.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 708.158(a), Transportation Code, is  
 1-23 amended to read as follows:

1-24 (a) The department shall waive all surcharges assessed  
 1-25 under this chapter for a person who is indigent. For the purposes  
 1-26 of this section, a person is considered to be indigent if the  
 1-27 person:

1-28 (1) was determined to be indigent for the purpose of  
 1-29 appointing counsel under Article 26.04, Code of Criminal Procedure,  
 1-30 for the offense that is the basis for the surcharge, and the court  
 1-31 did not make a subsequent finding that the person had the ability to  
 1-32 pay, wholly or partly, the cost of the appointed counsel; or

1-33 (2) provides the evidence described by Subsection (b)  
 1-34 to the court.

1-35 SECTION 2. The change in law made by this Act to Section  
 1-36 708.158, Transportation Code, applies to a surcharge pending on the  
 1-37 effective date of this Act, regardless of when the surcharge was  
 1-38 assessed.

1-39 SECTION 3. This Act takes effect immediately if it receives  
 1-40 a vote of two-thirds of all the members elected to each house, as  
 1-41 provided by Section 39, Article III, Texas Constitution. If this  
 1-42 Act does not receive the vote necessary for immediate effect, this  
 1-43 Act takes effect September 1, 2015.

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