

Art. 102.017. COURT COSTS; COURTHOUSE SECURITY FUND;

MUNICIPAL COURT BUILDING SECURITY FUND; JUSTICE COURT BUILDING

SECURITY FUND. (a) A defendant convicted of a felony offense in a district court shall pay a \$5 security fee as a cost of court.

(b) A defendant convicted of a misdemeanor offense in a county court, county court at law, or district court shall pay a \$3 security fee as a cost of court. A defendant convicted of a misdemeanor offense in a justice court shall pay a \$4 security fee as a cost of court. The governing body of a municipality by ordinance may create a municipal court building security fund and may require a defendant convicted of a misdemeanor offense in a municipal court to pay a \$3 security fee as a cost of court.

(c) In this article, a person is considered convicted if:

(1) a sentence is imposed on the person;

(2) the person receives community supervision, including deferred adjudication; or

(3) the court defers final disposition of the person's case.

(d) Except as provided by Subsection (d-1), the clerks of the respective courts shall collect the costs and pay them to the county or municipal treasurer, as appropriate, or to any other official who discharges the duties commonly delegated to the county or municipal treasurer, as appropriate, for deposit in a fund to be known as the courthouse security fund or a fund to be known as the municipal court building security fund, as appropriate. A fund

designated by this subsection may be used only to finance security personnel for a district, county, justice, or municipal court, as

appropriate, or to finance items when used for the purpose of providing security services for buildings housing a district, county, justice, or municipal court, as appropriate, including:

(1) the purchase or repair of X-ray machines and conveying systems;

(2) handheld metal detectors;

(3) walkthrough metal detectors;

(4) identification cards and systems;

(5) electronic locking and surveillance equipment;

(6) bailiffs, deputy sheriffs, deputy constables, or

contract security personnel during times when they are providing appropriate security services;

(7) signage;

(8) confiscated weapon inventory and tracking systems;

(9) locks, chains, alarms, or similar security devices;

(10) the purchase or repair of bullet-proof glass; and

(11) continuing education on security issues for court

personnel and security personnel.

(d-1)(1) This subsection applies only to a justice court located in a county in which one or more justice courts are located in a building that is not the county courthouse.

(2) The county treasurer shall deposit one-fourth of the cost of court collected under Subsection (b) in a justice court described by Subdivision (1) into a fund to be known as the justice court building security fund. A fund designated by this subsection may be used only for the purpose of providing for a justice court

located in a building that is not the county courthouse security services as described by Subsection (d).

(e) The courthouse security fund and the justice court building security fund shall be administered by or under the direction of the commissioners court. The municipal court building fund shall be administered by or under the direction of the governing body of the municipality.

Added by Acts 1993, 73rd Leg., ch. 818, Sec. 1, eff. Sept. 1, 1993.

Amended by Acts 1995, 74th Leg., ch. 764, Sec. 2, eff. Aug. 28,

1995; Subsecs. (a), (b), (d) amended by Acts 1997, 75th Leg., ch.

12, Sec. 1, eff. Sept. 1, 1997; Subsec. (d) amended by Acts 1999,

76th Leg., ch. 110, Sec. 1, eff. May 17, 1999; Subsec. (d) amended

by Acts 2005, 79th Leg., ch. 83, Sec. 2, eff. Sept. 1, 2005; Art.

heading amended by Acts 2005, 79th Leg., ch. 1087, Sec. 1, eff.

Sept. 1, 2005; Subsecs. (b), (d), (e) amended by Acts 2005, 79th

Leg., ch. 1087, Sec. 2, eff. Sept. 1, 2005; Subsec. (d-1) added by

Acts 2005, 79th Leg., ch. 1087, Sec. 2, eff. Sept. 1, 2005.