

CHAPTER 994

H.B. No. 1906

AN ACT

relating to the prosecution of minors for certain traffic violations.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Chapter 302, Acts of the 55th Legislature, Regular Session, 1957 (Article 67011-4, Vernon's Texas Civil Statutes), is amended by adding Section 1b to read as follows:

*Sec. 1b. (a) The provisions of the Code of Criminal Procedure relating to release of a defendant on bail apply to a defendant who is a minor charged with a traffic offense under this Act in the same manner as those provisions apply to an adult charged with those traffic offenses.*

*(b) A minor detained for an offense under this Act must be detained in a facility that meets the requirements of Section 51.12, Family Code.*

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SECTION 2. Section 2, Chapter 302, Acts of the 55th Legislature, Regular Session, 1957 (Article 67011-4, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 2. (a) No such minor, after conviction or plea of guilty and imposition of fine, shall be committed to any jail in default of payment of the fine imposed, but the court imposing such fine shall have power to suspend and take possession of such minor's driving license and retain the same until such fine has been paid.

(b) *The court may order the minor to perform a specified number of hours of community service in lieu of a fine.*

SECTION 3. This Act takes effect September 1, 1987, and applies to prosecution of a minor for a violation of a traffic law covered by Chapter 302, Acts of the 55th Legislature, Regular Session, 1957 (Article 67011-4, Vernon's Texas Civil Statutes), that is committed on or after that date. The prosecution of a violation committed before the effective date of this Act is punishable by the law in existence at the time the violation was committed and the former law is continued in effect for that purpose. For purposes of this section a violation is committed before the effective date of this Act if any element of the violation occurs before that date.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on May 15, 1987, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 1906 on May 31, 1987, by a non-record vote. Passed by the Senate, with amendments, on May 30, 1987, by a viva-voce vote.

Approved June 19, 1987.

Effective Sept. 1, 1987.