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Texas Administrative Code

[TITLE 1](#)

ADMINISTRATION

[PART 8](#)

TEXAS JUDICIAL COUNCIL

[CHAPTER 175](#)

COLLECTION IMPROVEMENT PROGRAM

RULE §175.5

Compliance Review Standards

(a) Statutory Basis. In accordance with Art. 103.0033(j) of the Code of Criminal Procedure, OCA must periodically review local jurisdictions' compliance with the components described in §175.3(a).

(b) Cases Eligible for Compliance Review. For purposes of this section, "eligible case" means a criminal case in which a judgment has been entered by a trial court. The term does not include cases in which:

- (1) the court has waived all court costs, fees, and fines;
 - (2) the court authorizes discharge of the costs, fees, and fines through non-monetary compliance options;
 - (3) the defendant has been placed on deferred disposition or has elected to take a driving safety course; or
 - (4) the defendant is incarcerated, unless the defendant is released and payment is requested.
- (c) Compliance Review Methods. OCA must use random selection to generate an adequate sample of eligible cases to be reviewed, and must use the same sampling methodology as used for local programs with similar automation capabilities.
- (d) Compliance Review Standards. OCA must use the following standards in the compliance review:

(1) Standards for Components in §175.3(a)(1), (2), (11), and (12). A county is in compliance with these components when either 90% of all courts in the county, or all courts in the county except one court, have satisfied all four requirements. Partial percentages are rounded in favor of the county. A municipality must satisfy all four requirements in order to be in compliance.

(2) Standards for Components in §175.3(a)(3) - (10). A jurisdiction is in substantial compliance with a component when at least 80% of the eligible cases at that stage of collection have satisfied the requirements of the component. A jurisdiction is in partial compliance with a component when at least 50% of the eligible cases at that stage of collection have satisfied the requirements of the component. In order for a jurisdiction to be in compliance with these components, the jurisdiction cannot be in less than partial compliance with any component, may be in partial compliance with a maximum of one component, and must be in substantial compliance with all of the other applicable components.

Source Note: The provisions of this §175.5 adopted to be effective January 1, 2017, 41 TexReg 6667