

1-1 By: Miller, et al. (Senate Sponsor - Williams) H.B. No. 406
1-2 (In the Senate - Received from the House April 25, 2003;
1-3 April 29, 2003, read first time and referred to Committee on
1-4 Criminal Justice; May 23, 2003, reported favorably by the
1-5 following vote: Yeas 4, Nays 0; May 23, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to proceeds received by a person accused or convicted of a
1-9 crime from publicizing the crime.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Article 59.01(7), Code of Criminal Procedure, is
1-12 amended to read as follows:

1-13 (7) "Proceeds" includes income a person accused or
1-14 convicted of a crime or the person's representative or assignee
1-15 receives from:

1-16 (A) a movie, book, magazine article, tape
1-17 recording, phonographic record, radio or television presentation,
1-18 telephone service, electronic media format, including an Internet
1-19 website, or live entertainment in which the crime was reenacted; or

1-20 (B) the sale of tangible property the value of
1-21 which is increased by the notoriety gained from the conviction of an
1-22 offense by the person accused or convicted of the crime.

1-23 SECTION 2. Article 59.06(k)(1), Code of Criminal Procedure,
1-24 is amended to read as follows:

1-25 (1) The attorney for the state shall transfer all
1-26 forfeited property that is income from, or acquired with the income
1-27 from, a movie, book, magazine article, tape recording, phonographic
1-28 record, radio or television presentation, telephone service,
1-29 electronic media format, including an Internet website, or live
1-30 entertainment in which a crime is reenacted to the attorney
1-31 general.

1-32 SECTION 3. This Act takes effect September 1, 2003.

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