

1-1 By: Turner (Senate Sponsor - Williams) H.B. No. 1489
1-2 (In the Senate - Received from the House April 7, 2005;
1-3 April 11, 2005, read first time and referred to Committee on
1-4 Finance; April 22, 2005, reported favorably by the following vote:
1-5 Yeas 12, Nays 0; April 22, 2005, sent to printer.)

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

1-8 relating to the purposes for which money in the compensation to
1-9 victims of crime fund may be used.

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

1-11 SECTION 1. Article 56.01, Code of Criminal Procedure, is
1-12 amended to read as follows:

1-13 Art. 56.01. DEFINITIONS. In this chapter:

1-14 (1) "Close relative of a deceased victim" means a
1-15 person who was the spouse of a deceased victim at the time of the
1-16 victim's death or who is a parent or adult brother, sister, or child
1-17 of the deceased victim.

1-18 (2) "Guardian of a victim" means a person who is the
1-19 legal guardian of the victim, whether or not the legal relationship
1-20 between the guardian and victim exists because of the age of the
1-21 victim or the physical or mental incompetency of the victim.

1-22 (3) "Victim" means a person who is the victim of sexual
1-23 assault, kidnapping, or aggravated robbery or who has suffered
1-24 personal [~~bodily~~] injury or death as a result of the criminal
1-25 conduct of another.

1-26 SECTION 2. Article 56.32(a), Code of Criminal Procedure, is
1-27 amended by adding Subdivision (13) to read as follows:

1-28 (13) "Victim-related services or assistance" means
1-29 compensation, services, or assistance provided directly to a victim
1-30 or claimant for the purpose of supporting or assisting the recovery
1-31 of the victim or claimant from the consequences of criminally
1-32 injurious conduct.

1-33 SECTION 3. Article 56.541(b), Code of Criminal Procedure,
1-34 is amended to read as follows:

1-35 (b) At the time the attorney general certifies the estimates
1-36 made under Subsection (a), the attorney general shall also certify
1-37 for the next state fiscal biennium the amount of excess money in the
1-38 compensation to victims of crime fund for purposes of Subsection
1-39 (c), calculated by subtracting [~~multiplying~~]
1-40 under Subsection (a)(2) [~~by 120 percent, and subtracting that~~
1-41 ~~product~~] from the sum of the amounts estimated under Subsections
1-42 (a)(1) and (a)(3).

1-43 SECTION 4. This Act takes effect September 1, 2005.

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