

By: Hughes

H.B. No. 3339

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the issuance of "Choose Life" license plates and to the
3 creation of the Choose Life account in the general revenue fund.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter G, Chapter 504, Transportation Code,
6 is amended by adding Section 504.659 to read as follows:

7 Sec. 504.659. CHOOSE LIFE LICENSE PLATES. (a) The
8 department shall issue specially designed license plates for
9 passenger cars and light trucks that include the words "Choose
10 Life." The department shall design the license plates in
11 consultation with the attorney general.

12 (b) Of each fee collected under this section, the department
13 shall deposit \$5 to the credit of the state highway fund and \$25 in
14 the state treasury to the credit of the Choose Life account
15 established by Section 402.031, Government Code.

16 SECTION 2. Subchapter B, Chapter 402, Government Code, is
17 amended by adding Sections 402.031 and 402.032 to read as follows:

18 Sec. 402.031. CHOOSE LIFE ACCOUNT. (a) The Choose Life
19 account is a separate account in the general revenue fund. The
20 account is composed of:

21 (1) money deposited to the credit of the account under
22 Section 504.659, Transportation Code; and

23 (2) gifts, grants, donations, and legislative
24 appropriations.

1 (b) The attorney general administers the Choose Life
2 account. The attorney general may spend money credited to the
3 account only to:

- 4 (1) make grants to an eligible organization; and
5 (2) defray the cost of administering the account.

6 (c) The attorney general may not discriminate against an
7 eligible organization because it is a religious or nonreligious
8 organization.

9 (d) The attorney general may accept gifts, donations, and
10 grants from any source for the benefit of the account.

11 (e) The attorney general by rule shall establish:

12 (1) guidelines for the expenditure of money credited
13 to the Choose Life account; and

14 (2) reporting and other mechanisms necessary to ensure
15 that the money is spent in accordance with this section.

16 (f) Of any money received by an eligible organization under
17 this section, at least 50 percent must be spent to provide for the
18 material needs of pregnant women who are considering placing their
19 children for adoption, including the provision of clothing,
20 housing, prenatal care, food, utilities, and transportation, and to
21 provide for the needs of infants who are awaiting placement with
22 adoptive parents. The remainder may be used to provide counseling,
23 training, and pregnancy testing, but may not be used to pay an
24 administrative, legal, or capital expense.

25 (g) In this section, "eligible organization" means an
26 organization in this state that:

- 27 (1) qualifies as a charitable organization under

1 Section 501(c)(3), Internal Revenue Code of 1986;

2 (2) provides counseling and material assistance to
3 pregnant women who are considering placing their children for
4 adoption;

5 (3) does not charge for services provided;

6 (4) does not provide abortions or abortion-related
7 services or make referrals to abortion providers; and

8 (5) is not affiliated with an organization that
9 provides abortions or abortion-related services or makes referrals
10 to abortion providers.

11 Sec. 402.032. CHOOSE LIFE ADVISORY COMMITTEE. (a) The
12 attorney general shall appoint a seven-member Choose Life advisory
13 committee.

14 (b) The committee shall:

15 (1) meet at least twice a year or as called by the
16 attorney general;

17 (2) assist the attorney general in developing rules
18 under Section 402.031(e); and

19 (3) review and make recommendations to the attorney
20 general on applications submitted to the attorney general for
21 grants funded with money credited to the Choose Life account.

22 (c) Members of the committee serve without compensation and
23 are not entitled to reimbursement for expenses. Each member serves
24 a term of four years, with the terms of three or four members
25 expiring on January 31 of each odd-numbered year.

26 SECTION 3. This Act takes effect September 1, 2005.