

By: Heflin

H.B. No. 1306

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the authority of certain counties to use unclaimed  
3 money for the benefit of the county.

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

5 SECTION 1. Subchapter D, Chapter 74, Property Code, is  
6 amended by adding Section 74.3014 to read as follows:

7 Sec. 74.3014. DELIVERY OF MONEY IN CERTAIN COUNTIES. (a)  
8 Notwithstanding and in addition to any other provision of this  
9 chapter or other law, a county having a population of less than  
10 25,000 in which the state or one of its political subdivisions,  
11 including an institution of higher education, owns more than 25  
12 percent of the land in the county may deliver reported money to a  
13 fund established by the county to benefit the county instead of  
14 delivering the money to the comptroller as required by Section  
15 74.301.

16 (b) Money in the county fund may be distributed in the form  
17 of grants to nonprofit, nonreligious organizations that work for  
18 the betterment of the county through education, recreation,  
19 culture, or protecting the health and safety of the county.

20 (c) A county shall file with the comptroller a verification  
21 of money delivered under this section that complies with Section  
22 74.302.

23 (d) A claim for money delivered under this section must be  
24 filed with the county that delivered the money. The county shall

1 pay the claim if the county determines in good faith that the claim  
2 is valid. A person aggrieved by a claim decision may file suit  
3 against the county in a district court in the county in accordance  
4 with Section 74.506.

5 (e) The comptroller shall prescribe the forms and  
6 procedures governing this section, including forms and procedures  
7 relating to:

- 8 (1) notice of presumed abandoned property;  
9 (2) delivery of reported money to the county fund; and  
10 (3) filing of a claim.

11 SECTION 2. This Act takes effect September 1, 2009.