

By: Turner of Harris

H.B. No. 2517

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the dedication of certain civil penalties for  
3 violations of the Business & Commerce Code to provide civil legal  
4 services to the indigent.

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

6 SECTION 1. Section 402.007, Government Code, is amended to  
7 read as follows:

8 Sec. 402.007. PAYMENT TO TREASURY; ALLOCATION OF CERTAIN  
9 PENALTIES. (a) The attorney general shall immediately pay into the  
10 state treasury money received for a debt or penalty.

11 (b) The comptroller shall credit to the judicial fund for  
12 programs approved by the supreme court that provide basic civil  
13 legal services to the indigent a civil penalty that is recovered in  
14 an action by the attorney general in any matter that is actionable  
15 under the Deceptive Trade Practice Act except when the terms of the  
16 judgment require that the payment be made to another named  
17 recipient. The net funds transferred shall paid only after the  
18 deduction of all funds that are payable to the Office of Attorney  
19 General.

20 SECTION 2. The change in law made by this Act applies to a  
21 civil penalty in an action by the attorney general under a provision  
22 of the Business & Commerce Code that is received on or after the  
23 effective date of this Act.

24 SECTION 3. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as  
2 provided by Section 39, Article III, Texas Constitution. If this  
3 Act does not receive the vote necessary for immediate effect, this  
4 Act takes effect September 1, 2009.