

By: Edwards

H.B. No. 3207

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the administration of the compensation to victims of  
3 crime fund and the compensation to victims of crime auxiliary fund.

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

5 SECTION 1. Article 56.54, Code of Criminal Procedure, is  
6 amended by adding Subsection (m) to read as follows:

7 (m) Not later than September 15 of each year, the attorney  
8 general, after consulting with the comptroller, shall certify the  
9 amount of money remaining in the compensation to victims of crime  
10 auxiliary fund at the end of the preceding state fiscal year. If  
11 the amount remaining in the fund exceeds \$5 million, as soon as  
12 practicable after the date of certification, the attorney general  
13 may transfer from that excess amount in the compensation to victims  
14 of crime auxiliary fund to the compensation to victims of crime fund  
15 an amount that is not more than 50 percent of the excess amount in  
16 the auxiliary fund, to be used only for the purpose of making  
17 compensation payments during the fiscal year in which the amount is  
18 transferred.

19 SECTION 2. Article 56.541(b), Code of Criminal Procedure,  
20 is amended to read as follows:

21 (b) At the time the attorney general certifies the estimates  
22 made under Subsection (a), the attorney general shall also certify  
23 for the next state fiscal biennium the amount of excess money in the  
24 compensation to victims of crime fund available for the purposes of

1 Subsection (c), calculated by multiplying [~~subtracting~~] the amount  
2 estimated under Subsection (a)(2) by 105 percent, and subtracting  
3 that product from the sum of the amounts estimated under  
4 Subsections (a)(1) and (a)(3).

5 SECTION 3. The attorney general may not transfer money  
6 under Article 56.54(m), Code of Criminal Procedure, as added by  
7 this Act, before the 2011 state fiscal year.

8 SECTION 4. This Act takes effect September 1, 2009.