

AN ACT

relating to allowing certain claimants to file an application under the Crime Victims' Compensation Act.

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

SECTION 1. Article 56.37, Code of Criminal Procedure, is amended by adding Subsection (e) to read as follows:

(e) For a claim that is based on criminally injurious conduct in violation of Chapter 19, Penal Code, the claimant must file an application not later than three years after the date the identity of the victim is established by a law enforcement agency.

SECTION 2. Article 56.61, Code of Criminal Procedure, is amended to read as follows:

Art. 56.61. COMPENSATION FOR CERTAIN CRIMINALLY INJURIOUS CONDUCT PROHIBITED; EXCEPTION. (a) Except as provided by Subsection (b), the [The] attorney general may not award compensation for pecuniary [economic] loss arising from criminally injurious conduct that occurred before January 1, 1980.

(b) The attorney general may award compensation for pecuniary loss arising from criminally injurious conduct that occurred before January 1, 1980, if:

(1) the conduct was in violation of Chapter 19, Penal Code;

(2) the identity of the victim is established by a law enforcement agency on or after September 1, 2009; and

1 (3) the claimant files the application for
2 compensation within the limitations period provided by Article
3 56.37(e).

4 SECTION 3. The change in law made by this Act applies only
5 to criminally injurious conduct committed against a victim whose
6 identity is established by a law enforcement agency on or after the
7 effective date of this Act. Criminally injurious conduct committed
8 against a victim whose identity is established by a law enforcement
9 agency before the effective date of this Act is covered by the law
10 in effect on the date the victim's identity was established, and the
11 former law is continued in effect for that purpose.

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

S.B. No. 808

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 808 passed the Senate on April 9, 2009, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 808 passed the House on May 26, 2009, by the following vote: Yeas 143, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor