

1-1 By: Harris, Seliger S.B. No. 1377
1-2 (In the Senate - Filed March 4, 2009; March 17, 2009, read
1-3 first time and referred to Committee on Criminal Justice;
1-4 April 20, 2009, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; April 20, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the administration of the compensation to victims of
1-9 crime fund and the compensation to victims of crime auxiliary fund.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Article 56.54, Code of Criminal Procedure, is
1-12 amended by adding Subsection (m) to read as follows:

1-13 (m) Not later than September 15 of each year, the attorney
1-14 general, after consulting with the comptroller, shall certify the
1-15 amount of money remaining in the compensation to victims of crime
1-16 auxiliary fund at the end of the preceding state fiscal year. If
1-17 the amount remaining in the fund exceeds \$5 million, as soon as
1-18 practicable after the date of certification, the attorney general
1-19 may transfer from that excess amount in the compensation to victims
1-20 of crime auxiliary fund to the compensation to victims of crime fund
1-21 an amount that is not more than 50 percent of the excess amount in
1-22 the auxiliary fund, to be used only for the purpose of making
1-23 compensation payments during the fiscal year in which the amount is
1-24 transferred.

1-25 SECTION 2. Subsection (b), Article 56.541, Code of Criminal
1-26 Procedure, is amended to read as follows:

1-27 (b) At the time the attorney general certifies the estimates
1-28 made under Subsection (a), the attorney general shall also certify
1-29 for the next state fiscal biennium the amount of excess money in the
1-30 compensation to victims of crime fund available for the purposes of
1-31 Subsection (c), calculated by multiplying ~~subtracting~~ the amount
1-32 estimated under Subsection (a)(2) by 105 percent, and subtracting
1-33 that product from the sum of the amounts estimated under
1-34 Subsections (a)(1) and (a)(3).

1-35 SECTION 3. The attorney general may not transfer money
1-36 under Subsection (m), Article 56.54, Code of Criminal Procedure, as
1-37 added by this Act, before the 2011 state fiscal year.

1-38 SECTION 4. This Act takes effect September 1, 2009.

1-39 * * * * *