

By: Menendez

H.B. No. 3107

Substitute the following for H.B. No. 3107:

By: Pena

C.S.H.B. No. 3107

A BILL TO BE ENTITLED

AN ACT

1
2 relating to notification to the United States Social Security
3 Administration of the release of certain prisoners from county
4 jails.

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

6 SECTION 1. Subchapter C, Chapter 351, Local Government
7 Code, is amended by adding Section 351.045 to read as follows:

8 Sec. 351.045. NOTICE TO SOCIAL SECURITY ADMINISTRATION.

9 (a) The sheriff of a county shall notify the United States Social
10 Security Administration of the release or discharge of a prisoner
11 who, immediately before the prisoner's confinement in the county
12 jail, was receiving:

13 (1) Supplemental Security Income (SSI) benefits under
14 42 U.S.C. Section 1381 et seq.; or

15 (2) Social Security Disability Insurance (SSDI)
16 benefits under 42 U.S.C. Section 401 et seq.

17 (b) The sheriff shall provide the notice described by
18 Subsection (a) to the United States Social Security Administration
19 by mail and electronically immediately on the prisoner's release or
20 discharge from custody. The sheriff shall provide a copy of the
21 notice to the prisoner at the time of the prisoner's release or
22 discharge.

23 (c) The county or sheriff, or an employee of the county or
24 sheriff, is not liable in a civil action for damages resulting from

1 a failure to comply with this section.

2 SECTION 2. The change in law made by this Act applies to the
3 release or discharge of a prisoner from a county jail that occurs on
4 or after the effective date of this Act, regardless of the date the
5 prisoner was initially confined in the county jail.

6 SECTION 3. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2011.