

By: Otto

H.B. No. 3664

A BILL TO BE ENTITLED

AN ACT

relating to the calculation of the amount of state aid to be received by community supervision and corrections departments.

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

SECTION 1. Sections 509.011(a) and (e), Government Code, are amended to read as follows:

(a) If the division determines that a department complies with division standards and if the community justice council has submitted a community justice plan under Section 76.003 and the supporting information required by the division and the division determines the plan and supporting information are acceptable, the division shall prepare and submit to the comptroller vouchers for payment to the department as follows:

(1) for per capita funding, a per diem amount for each felony defendant directly supervised by the department pursuant to lawful authority; and

~~(2) [for per capita funding, a per diem amount for a period not to exceed 182 days for each defendant supervised by the department pursuant to lawful authority, other than a felony defendant, and~~

~~(3)~~ for formula funding, an annual amount as computed by multiplying a percentage determined by the allocation formula established under Subsection (f) times the total amount provided in the General Appropriations Act for payments under this

1 subdivision.

2 (e) In establishing per diem payments authorized by  
3 Subsection [~~Subsections~~] (a)(1) [~~and (a)(2)~~], the division shall  
4 consider the amounts appropriated in the General Appropriations Act  
5 for basic supervision as sufficient to provide basic supervision in  
6 each year of the fiscal biennium.

7 SECTION 2. Sections 509.011(a) and (e), Government Code, as  
8 amended by this Act, apply to appropriations made for any state  
9 fiscal year beginning on or after September 1, 2011.

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