

By: Parker

H.B. No. 2440

A BILL TO BE ENTITLED

AN ACT

relating to the obligation of a defendant to pay court-ordered  
restitution.

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

SECTION 1. Article 42.037, Code of Criminal Procedure, is  
amended by adding Subsection (h-1) to read as follows:

(h-1) The duty to pay the restitution ordered under this  
article remains with the defendant until full restitution is paid,  
regardless of whether the defendant is serving a term of  
confinement or is under any form of state supervision. The amount of  
any unpaid restitution ordered under this article:

(1) is subject to withdrawal from an inmate account in  
accordance with Section 501.014, Government Code, if the defendant  
is confined in a facility operated by or under contract with the  
Texas Department of Criminal Justice; and

(2) may be collected as a condition of community  
supervision, parole, or mandatory supervision, if the defendant is  
under state supervision.

SECTION 2. This Act takes effect immediately if it receives  
a vote of two-thirds of all the members elected to each house, as  
provided by Section 39, Article III, Texas Constitution. If this  
Act does not receive the vote necessary for immediate effect, this  
Act takes effect September 1, 2013.