

By: Lavender

H.B. No. 3421

A BILL TO BE ENTITLED

AN ACT

relating to the distribution of certain amounts of unclaimed money to county road and bridge funds.

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

SECTION 1. Section 71.002, Property Code, is amended to read as follows:

Sec. 71.002. PRESUMPTION OF DEATH. Notwithstanding Section 133.001, Civil Practice and Remedies Code, an ~~An~~ individual is presumed dead for the purpose of determining if the individual's real or personal property is subject to escheat if the individual:

(1) is absent from the individual's place of residence for three ~~seven~~ years or longer; and

(2) is not known to exist.

SECTION 2. Section 74.601, Property Code, is amended by adding Subsection (h) to read as follows:

(h) Notwithstanding Subsection (b)(3), unclaimed money in the amount of \$250 or less that has escheated to the state under Chapter 71 shall be distributed as provided by this subsection. The comptroller shall, on or before August 31 of each fiscal year, distribute the total amount of money described by this subsection to counties for use on county roads. The distribution shall be in proportion to the number of miles of county roads in a county in relation to the total number of miles of county roads in all counties. A distribution made under this subsection shall be

1 deposited to the credit of the county's road and bridge fund.

2 SECTION 3. This Act takes effect September 1, 2013.