

1-1 By: Hernandez (Senate Sponsor - West) H.B. No. 530  
 1-2 (In the Senate - Received from the House May 12, 2015;  
 1-3 May 13, 2015, read first time and referred to Committee on Criminal  
 1-4 Justice; May 22, 2015, reported adversely, with favorable  
 1-5 Committee Substitute by the following vote: Yeas 5, Nays 2;  
 1-6 May 22, 2015, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11		X		
1-12		X		
1-13	X			
1-14	X			
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 530 By: Whitmire

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the use of proceeds from criminal asset forfeiture to  
 1-20 provide college scholarships to children of peace officers killed  
 1-21 in the line of duty and to an annual report regarding the total  
 1-22 value of forfeited property in this state.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Article 59.06, Code of Criminal Procedure, is  
 1-25 amended by adding Subsections (r) and (s) to read as follows:

1-26 (r) As a specific exception to Subsection (c)(2), (3), or  
 1-27 (4), a law enforcement agency may transfer not more than 10 percent  
 1-28 of the gross amount credited to the agency's fund to a separate  
 1-29 special fund established in the treasury of the political  
 1-30 subdivision or maintained by the state law enforcement agency, as  
 1-31 applicable. The law enforcement agency shall administer the  
 1-32 separate special fund. Interest received from the investment of  
 1-33 money in the fund shall be credited to the fund. The agency may use  
 1-34 money in the fund only to provide scholarships to children of peace  
 1-35 officers who were employed by the agency or by another law  
 1-36 enforcement agency with which the agency has overlapping geographic  
 1-37 jurisdiction and who were killed in the line of duty. Scholarships  
 1-38 under this subsection may be used only to pay the costs of  
 1-39 attendance at an institution of higher education or private or  
 1-40 independent institution of higher education, including tuition and  
 1-41 fees and costs for housing, books, supplies, transportation, and  
 1-42 other related personal expenses. In this subsection, "institution  
 1-43 of higher education" and "private or independent institution of  
 1-44 higher education" have the meanings assigned by Section 61.003,  
 1-45 Education Code.

1-46 (s) Not later than April 30 of each year, the attorney  
 1-47 general shall develop a report based on information submitted by  
 1-48 law enforcement agencies and attorneys representing the state under  
 1-49 Subsection (g) detailing the total amount of funds forfeited, or  
 1-50 credited after the sale of forfeited property, in this state in the  
 1-51 preceding calendar year. The attorney general shall maintain in a  
 1-52 prominent location on the attorney general's publicly accessible  
 1-53 Internet website a link to the most recent annual report developed  
 1-54 under this subsection.

1-55 SECTION 2. This Act takes effect September 1, 2015.

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