

1-1 By: Hernandez (Senate Sponsor - Ellis) H.B. No. 1560  
 1-2 (In the Senate - Received from the House April 27, 2015;  
 1-3 May 4, 2015, read first time and referred to Committee on State  
 1-4 Affairs; May 12, 2015, reported favorably by the following vote:  
 1-5 Yeas 9, Nays 0; May 12, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

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

1-19 relating to investment options for property recovered in a suit by a  
 1-20 next friend or guardian ad litem on behalf of a minor or  
 1-21 incapacitated person.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 142.004(a), Property Code, is amended to  
 1-24 read as follows:

1-25 (a) In a suit in which a minor or incapacitated person who  
 1-26 has no legal guardian is represented by a next friend or an  
 1-27 appointed guardian ad litem, any money recovered by the plaintiff,  
 1-28 if not otherwise managed under this chapter, may be invested:

1-29 (1) by the next friend or guardian ad litem in:

1-30 (A) a higher education savings plan established  
 1-31 under Subchapter G, Chapter 54, Education Code, or a prepaid  
 1-32 tuition program [the Texas tomorrow fund] established under [by]  
 1-33 Subchapter H [F], Chapter 54, Education Code; or

1-34 (B) interest-bearing time deposits in a  
 1-35 financial institution doing business in this state and insured by  
 1-36 the Federal Deposit Insurance Corporation; or

1-37 (2) by the clerk of the court, on written order of the  
 1-38 court of proper jurisdiction, in:

1-39 (A) a higher education savings plan established  
 1-40 under Subchapter G, Chapter 54, Education Code, or a prepaid  
 1-41 tuition program [the Texas tomorrow fund] established under [by]  
 1-42 Subchapter H [F], Chapter 54, Education Code;

1-43 (B) interest-bearing deposits in a financial  
 1-44 institution doing business in this state and insured by the Federal  
 1-45 Deposit Insurance Corporation;

1-46 (C) United States treasury bills;

1-47 (D) an eligible interlocal investment pool that  
 1-48 meets the requirements of Sections 2256.016, 2256.017, and  
 1-49 2256.019, Government Code; or

1-50 (E) a no-load money market mutual fund, if the  
 1-51 fund:

1-52 (i) is regulated by the Securities and  
 1-53 Exchange Commission;

1-54 (ii) has a dollar weighted average stated  
 1-55 maturity of 90 days or fewer; and

1-56 (iii) includes in its investment objectives  
 1-57 the maintenance of a stable net asset value of \$1 for each share.

1-58 SECTION 2. This Act takes effect September 1, 2015.

1-59 \* \* \* \* \*