

By: Dutton

H.B. No. 1805

A BILL TO BE ENTITLED

AN ACT

relating to abolishing a fee imposed on certain sexually oriented businesses.

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

SECTION 1. Sections 420.008(b) and (c), Government Code, are amended to read as follows:

(b) The fund consists of fees collected under:

(1) Section 19(e), Article 42.12, Code of Criminal Procedure; and

(2) Section 508.189, Government Code~~[, and~~

~~[(3) Subchapter B, Chapter 102, Business & Commerce Code, and deposited under Section 102.054].~~

(c) The legislature may appropriate money deposited to the credit of the fund only to:

(1) the attorney general, for:

(A) sexual violence awareness and prevention campaigns;

(B) grants to faith-based groups, independent school districts, and community action organizations for programs for the prevention of sexual assault and programs for victims of human trafficking;

(C) grants for equipment for sexual assault nurse examiner programs, to support the preceptorship of future sexual assault nurse examiners, and for the continuing education of sexual

1 assault nurse examiners;

2 (D) grants to increase the level of sexual
3 assault services in this state;

4 (E) grants to support victim assistance
5 coordinators;

6 (F) grants to support technology in rape crisis
7 centers;

8 (G) grants to and contracts with a statewide
9 nonprofit organization exempt from federal income taxation under
10 Section 501(c)(3), Internal Revenue Code of 1986, having as a
11 primary purpose ending sexual violence in this state, for programs
12 for the prevention of sexual violence, outreach programs, and
13 technical assistance to and support of youth and rape crisis
14 centers working to prevent sexual violence; and

15 (H) grants to regional nonprofit providers of
16 civil legal services to provide legal assistance for sexual assault
17 victims;

18 (2) the Department of State Health Services, to
19 measure the prevalence of sexual assault in this state and for
20 grants to support programs assisting victims of human trafficking;

21 (3) the Institute on Domestic Violence and Sexual
22 Assault at The University of Texas at Austin, to conduct research on
23 all aspects of sexual assault and domestic violence;

24 (4) Texas State University, for training and technical
25 assistance to independent school districts for campus safety;

26 (5) the office of the governor, for grants to support
27 sexual assault and human trafficking prosecution projects;

(6) the Department of Public Safety, to support sexual assault training for commissioned officers;

(7) the comptroller's judiciary section, for increasing the capacity of the sex offender civil commitment program;

(8) the Texas Department of Criminal Justice:

(A) for pilot projects for monitoring sex offenders on parole; and

(B) for increasing the number of adult incarcerated sex offenders receiving treatment;

(9) the Texas Juvenile Justice Department [~~Youth Commission~~], for increasing the number of incarcerated juvenile sex offenders receiving treatment; and

(10) [~~the comptroller, for the administration of the fee imposed on sexually oriented businesses under Section 102.052, Business & Commerce Code, and~~

~~(11)]~~ the supreme court, to be transferred to the Texas Equal Access to Justice Foundation, or a similar entity, to provide victim-related legal services to sexual assault victims, including legal assistance with protective orders, relocation-related matters, victim compensation, and actions to secure privacy protections available to victims under law.

SECTION 2. Subchapter B, Chapter 102, Business & Commerce Code, is repealed.

SECTION 3. The repeal of Subchapter B, Chapter 102, Business & Commerce Code, by this Act does not affect a fee imposed by that subchapter before the effective date of this Act, and the

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1 law in effect before the effective date of this Act is continued in
2 effect for purposes of the administration, collection, allocation,
3 and enforcement of a fee imposed before that date.

4 SECTION 4. This Act takes effect September 1, 2015.