

By: Huffines

S.B. No. 62

A BILL TO BE ENTITLED

AN ACT

1
2 relating to accounting for, and recovery from the federal
3 government of, costs incurred by this state as a result of the
4 presence of persons who are not lawfully present in the United
5 States.

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

7 SECTION 1. Subchapter B, Chapter 403, Government Code, is
8 amended by adding Section 403.0112 to read as follows:

9 Sec. 403.0112. ACCOUNTING FOR AND RECOVERY OF COSTS OF
10 ILLEGAL IMMIGRATION. (a) Not later than the 30th day before the
11 first day of each regular legislative session, the comptroller
12 shall issue to the speaker of the house of representatives, the
13 lieutenant governor, the governor, and the attorney general an
14 estimation of the financial costs to this state incurred during the
15 preceding two-year period that resulted from the presence in this
16 state of persons who are not lawfully present in the United States.

17 (b) The estimation must include a separate accounting for
18 the estimated costs to the state incurred in specific categories of
19 state spending as determined by the comptroller. The categories
20 must include costs of education, health care, and incarceration of
21 persons described by Subsection (a).

22 (c) Not later than the 60th day after the last day of each
23 regular legislative session, the comptroller and the attorney
24 general jointly shall make a public submission to the federal

1 government of an invoice requesting payment to the state of an
2 amount equal to the total of the costs as estimated. After the
3 submission, the comptroller and the attorney general shall use
4 every means available to collect from the federal government the
5 amount requested by the invoice, including by withholding any
6 payments of money this state owes to the federal government in a
7 total amount not to exceed the amount requested.

8 (d) The comptroller shall deposit any money received as a
9 result of the efforts described by Subsection (c) to the credit of
10 the general revenue fund.

11 (e) In the event the comptroller has not submitted the
12 estimation required by Subsection (a) by the date required by that
13 subsection, appropriations for operating the office of the
14 comptroller for the then current fiscal year are reduced by the
15 amount of \$25,000 each subsequent day until the date the estimation
16 is submitted.

17 SECTION 2. This Act takes effect September 1, 2015.