

1-1 By: Zaffirini S.B. No. 957
 1-2 (In the Senate - Filed March 3, 2021; March 11, 2021, read
 1-3 first time and referred to Committee on Criminal Justice;
 1-4 April 29, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 5, Nays 0; April 29, 2021,
 1-6 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 S.B. No. 957 By: Whitmire

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

1-19 relating to the denial or reduction of an award otherwise payable
 1-20 under the Crime Victims' Compensation Act.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Article 56B.107, Code of Criminal Procedure, is
 1-23 amended by amending Subsection (a) and adding Subsection (c) to
 1-24 read as follows:

1-25 (a) Except as otherwise provided by this article, the [The]
 1-26 attorney general may deny or reduce an award otherwise payable:

1-27 (1) if the claimant or victim has not substantially
 1-28 cooperated with an appropriate law enforcement agency;

1-29 (2) if, as a result of the claimant's or victim's
 1-30 behavior, the claimant or victim bears a share of the
 1-31 responsibility for the act or omission giving rise to the claim;

1-32 (3) to the extent that pecuniary loss is recouped from
 1-33 a collateral source; or

1-34 (4) if the claimant or victim was engaging in an
 1-35 activity that at the time of the criminally injurious conduct was
 1-36 prohibited by law, including a rule.

1-37 (c) The attorney general may not deny or reduce an award
 1-38 under Subsection (a)(1) based on the interactions of the claimant
 1-39 or victim with a law enforcement agency at the crime scene or
 1-40 hospital unless the attorney general finds that the claimant or
 1-41 victim, subsequent to the claimant's or victim's interactions at
 1-42 the crime scene or hospital, failed or refused to substantially
 1-43 cooperate with the law enforcement agency.

1-44 SECTION 2. The change in law made by this Act applies only
 1-45 to compensation for criminally injurious conduct occurring on or
 1-46 after the effective date of this Act. Compensation for criminally
 1-47 injurious conduct occurring before the effective date of this Act
 1-48 is governed by the law in effect on the date the conduct occurred,
 1-49 and the former law is continued in effect for that purpose. For
 1-50 purposes of this section, criminally injurious conduct occurred
 1-51 before the effective date of this Act if any element of the offense
 1-52 underlying the conduct occurred before that date.

1-53 SECTION 3. This Act takes effect September 1, 2021.

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