

1-1 By: Neave, et al. (Senate Sponsor - Garcia) H.B. No. 4102
 1-2 (In the Senate - Received from the House May 8, 2017;
 1-3 May 9, 2017, read first time and referred to Committee on Criminal
 1-4 Justice; May 19, 2017, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 6, Nays 0;
 1-6 May 19, 2017, 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	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 4102 By: Whitmire

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to establishing and funding a grant program for testing
 1-22 evidence collected in relation to sexual assaults or other sex
 1-23 offenses; authorizing voluntary contributions.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Subchapter H, Chapter 502, Transportation Code,
 1-26 is amended by adding Section 502.414 to read as follows:

1-27 Sec. 502.414. VOLUNTARY CONTRIBUTION FOR EVIDENCE TESTING
 1-28 GRANT PROGRAM. (a) When a person registers or renews the
 1-29 registration of a motor vehicle under this chapter, the person may
 1-30 contribute any amount to the evidence testing grant program
 1-31 established under Section 772.00715, Government Code.

1-32 (b) The department shall provide, in a conspicuous manner,
 1-33 an opportunity to contribute to the evidence testing grant program
 1-34 in any registration renewal system used by the department.

1-35 (c) If a person makes a contribution under this section and
 1-36 does not pay the full amount of a registration fee, the county
 1-37 assessor-collector may credit all or a portion of the contribution
 1-38 to the person's registration fee.

1-39 (d) The county assessor-collector shall send any
 1-40 contribution made under this section to the comptroller for deposit
 1-41 to the credit of the evidence testing account established under
 1-42 Section 772.00716, Government Code, at least once every three
 1-43 months. Before sending the money to the comptroller, the
 1-44 department may deduct money equal to the amount of reasonable
 1-45 expenses for administering this section.

1-46 SECTION 2. Subchapter A, Chapter 772, Government Code, is
 1-47 amended by adding Sections 772.00715 and 772.00716 to read as
 1-48 follows:

1-49 Sec. 772.00715. EVIDENCE TESTING GRANT PROGRAM. (a) In
 1-50 this section:

1-51 (1) "Accredited crime laboratory" has the meaning
 1-52 assigned by Section 420.003.

1-53 (2) "Criminal justice division" means the criminal
 1-54 justice division established under Section 772.006.

1-55 (3) "Grant program" means the evidence testing grant
 1-56 program established under this section.

1-57 (4) "Law enforcement agency" means:

1-58 (A) the police department of a municipality;

1-59 (B) the sheriff's office of a county; or

1-60 (C) a constable's office of a county.

2-1 (b) The criminal justice division shall establish and
2-2 administer a grant program and shall disburse funds to assist law
2-3 enforcement agencies or counties in testing evidence collected in
2-4 relation to a sexual assault or other sex offense.

2-5 (c) Grant funds may be used only for the testing by an
2-6 accredited crime laboratory of evidence that was collected in
2-7 relation to a sexual assault or other sex offense.

2-8 (d) The criminal justice division:
2-9 (1) may establish additional eligibility criteria for
2-10 grant applicants; and

2-11 (2) shall establish:
2-12 (A) grant application procedures;
2-13 (B) guidelines relating to grant amounts; and
2-14 (C) criteria for evaluating grant applications.

2-15 (e) The criminal justice division shall include in the
2-16 biennial report required by Section 772.006(a)(9) detailed
2-17 reporting of the results and performance of the grant program.

2-18 Sec. 772.00716. EVIDENCE TESTING ACCOUNT. (a) The
2-19 evidence testing account is created as a dedicated account in the
2-20 general revenue fund of the state treasury.

2-21 (b) Money in the account may be appropriated only to the
2-22 criminal justice division established under Section 772.006 for
2-23 purposes of the evidence testing grant program established under
2-24 Section 772.00715.

2-25 (c) Funds distributed under Section 772.00715 are subject
2-26 to audit by the comptroller.

2-27 SECTION 3. This Act takes effect September 1, 2017.

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