SECTION 5. (a) The six positions on the Texas Commission on the Arts that have terms scheduled to expire on August 31, 2013, are abolished on that date.

(b) Two of the six positions on the Texas Commission on the Arts with terms scheduled to expire on August 31, 2015, are abolished on that date.

(c) In appointing members to the Texas Commission on the Arts for terms scheduled to begin September 1, 2015, the governor shall appoint three members to the commission for terms expiring August 31, 2021, and one member to the commission for a term expiring August 31, 2019. Two of the three members appointed to the commission for terms expiring August 31, 2021, must be residents of a county with a population of less than 50,000, as provided by Section 444.003, Government Code.

(d) In appointing members to the Texas Commission on the Arts for terms scheduled to begin September 1, 2017, the governor shall appoint three members to the commission for terms expiring August 31, 2023, and two members to the commission for terms expiring August 31, 2019.

(e) To the extent that the reduction in positions on the Texas Commission on the Arts under this Act causes the composition of the commission to violate the residency requirement of Subsection (a), Section 444.003, Government Code, that provision of law is suspended from the effective date of this Act until September 1, 2015.

SECTION 6. This Act takes effect on the 91st day after the last day of the legislative session.

Passed the Senate on March 27, 2013: Yeas 30, Nays 0; the Senate concurred in House amendment on May 7, 2013: Yeas 29, Nays 0; passed the House, with amendment, on April 30, 2013: Yeas 118, Nays 26, one present not voting.

Approved May 18, 2013.
Effective August 26, 2013.

CHAPTER 69
S.B. No. 265
AN ACT
relating to bond requirements for county officers and employees, district attorneys, and criminal district attorneys.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 43.002, Government Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) Before assuming the duties of the office and except as provided by Subsection (c) or (d), a district attorney must give a bond that:

(1) is payable to the governor;
(2) is in the sum of $5,000;
(3) has two or more good and sufficient sureties;
(4) is approved by the district judge; and
(5) is conditioned that the district attorney will, in the manner prescribed by law, faithfully pay over all money that he collects or that comes into his hands for the state or a county.

(d) A district attorney is not required to execute the bond required under Subsection (a) and may perform the duties of office if the commissioners court of each county in the district by order authorizes the county to self-insure against losses that would have been covered by the bond. An order adopted by a commissioners court under this subsection shall be kept and recorded by the county clerk.
SECTION 2. Section 44.002, Government Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Except as provided by Subsection (b) or (c), a criminal district attorney must meet the qualifications and give the bond required of a district attorney by the constitution and general law.

(c) A criminal district attorney is not required to execute the bond required under Subsection (a) and may perform the duties of office if the commissioners court of the county the attorney serves by order authorizes the county to self-insure against losses that would have been covered by the bond. An order adopted by a commissioners court under this subsection shall be kept and recorded by the county clerk.

SECTION 3. Chapter 88, Local Government Code, is amended by adding Section 88.008 to read as follows:

Sec. 88.008. SELF-INSURANCE INSTEAD OF BOND. (a) Notwithstanding any other law requiring a county officer or employee to execute a bond as a condition of office or employment, a county officer or employee is not required to execute the bond and may perform the duties of office or employment if:

(1) the commissioners court by order authorizes the county to self-insure against losses that would have been covered by the bond; and

(2) the county judge approves the order adopted under Subdivision (1), if the county judge was required to approve the bond under the other law.

(b) An order adopted by the commissioners court under Subsection (a) shall be kept and recorded by the county clerk.

SECTION 4. The heading to Chapter 88, Local Government Code, is amended to read as follows:

CHAPTER 88. OFFICIAL BONDS OF [CERTAIN] COUNTY OFFICERS AND EMPLOYEES

SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

Passed the Senate on March 13, 2013: Yeas 31, Nays 0; the Senate concurred in House amendment on May 8, 2013: Yeas 30, Nays 0; passed the House, with amendment, on May 2, 2013: Yeas 146, Nays 1, two present not voting.

Approved May 18, 2013.
Effective May 18, 2013.

CHAPTER 70

S.B. No. 275

AN ACT
relating to the penalty for the offense of leaving the scene of an accident that involves personal injury or death.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subsection (c), Section 550.021, Transportation Code, is amended to read as follows:

(c) A person commits an offense if the person does not stop or does not comply with the requirements of this section. An offense under this section:

(1) involving an accident resulting in:

(A) death of a person is a felony of the second degree; or