

BILL ANALYSIS

Senate Research Center

S.B. 1036
By: Barrientos
State Affairs
4-9-97
As Filed

DIGEST

Currently, Chapter 659H, Government Code, sets forth the regulations for charitable contributions by state employees. Several technical corrections need to be made to this subchapter. This bill would make technical corrections to clarify existing practices within the state employee charitable campaign. First, this bill would authorize the state employee charitable campaign policy committee to select a state campaign manager if no federated community campaign organization steps forward. Second, this bill would allow the local state employee charitable campaign committee in each local campaign area to select a local campaign manager if no federated community campaign organization steps forward. Third, this bill would clarify that no state funds may be used to reimburse members of the state employee charitable campaign policy committee, the local state employee charitable campaign committee, and the state employee charitable campaign advisory committee for expenses incurred as members of one of the committees. Finally, this bill would provide that the attorney general shall represent the state employee charitable campaign policy committee and each local state employee charitable campaign committee in all legal matters.

PURPOSE

As proposed, S.B. 1036 revises certain regulations governing the state employee charitable campaign policy committee, the local state employee charitable campaign committee in each local campaign area, and the state employee charitable campaign advisory committee in regard to the state employee charitable campaign.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 659.140(e), Government Code, to require the state employee charitable campaign policy committee, among other items, to select as the state campaign manager a federal community campaign organization; or in the absence of an application by an organization described by Paragraph (A), a charitable organization by the state policy committee to have demonstrated the capacity to conduct a state campaign, rather than select an eligible federated community campaign organization to be the state manager.

SECTION 2. Amends Section 659.143(e), Government Code, to require the local state employee charitable campaign committee in each local campaign area, among other items, to select as the local campaign manager a federated community campaign organization; or in the absence of an application by an organization described in Paragraph (A), a charitable organization determined by the local employee committee to have demonstrated the capacity to conduct a local campaign, rather than contract with a federated community campaign organization to serve as the local campaign manager.

SECTION 3. Amends Section 659.145(b), Government Code, to prohibit a member of the state employee charitable advisory committee, the state employee charitable campaign policy committee, or a local state employee charitable campaign committee from receiving compensation for serving on the committee and is not entitled to reimbursement from state funds for expenses incurred in performing functions as a member of the committee.

SECTION 4. Amends Chapter 659H, Government Code, by adding Section 659.153, as follows:

Sec. 659.153. LEGAL REPRESENTATION. Requires the attorney general to represent the state employee charitable campaign policy committee and each local state employee charitable campaign committee in all legal matters.

SECTION 5. Effective date: September 1, 1997.

SECTION 6. Emergency clause.