

BILL ANALYSIS

Senate Research Center
77R10401 ATP-D

C.S.S.B. 732
By: Barrientos
Intergovernmental Relations
4/4/2001
Committee Report (Substituted)

DIGEST AND PURPOSE

Currently, a county is prohibited from spending money received from certain sources, including private entities wishing to support the development of public works projects, during the year in which it is received. C.S.S.B. 732 allows counties to spend money received during a fiscal year by requiring a county auditor or county judge to certify the receipt of the money and authorizing the commissioners court to adopt a special budget for spending such money for general purposes or for any of its intended purpose.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 111A, Local Government Code, by adding Section 111.0108, as follows:

Sec. 111.0108. SPECIAL BUDGET FOR REVENUE RECEIVED AFTER START OF FISCAL YEAR. Requires a county auditor, or county judge in a county without an auditor, to certify to the commissioners court the receipt of revenue from a new source not anticipated before the adoption of the budget and not included in the budget for that fiscal year. Authorizes the court, on certification, to adopt a special budget for the limited purpose of spending the revenue for general purposes or for any of its intended purposes.

SECTION 2. Amends Chapter 111B, Local Government Code, by adding Section 111.0432, as follows:

Sec. 111.0432. SPECIAL BUDGET FOR REVENUE RECEIVED AFTER START OF FISCAL YEAR. Makes conforming changes.

SECTION 3. Amends Chapter 111C, Local Government Code, by adding Section 111.07075, as follows:

Sec. 111.07075. SPECIAL BUDGET FOR REVENUE RECEIVED AFTER START OF FISCAL YEAR. Makes conforming changes.

SECTION 4. Effective date: September 1, 2001.

SUMMARY OF COMMITTEE CHANGES

SECTION 1. Amends As Filed S.B. 732 by requiring a county auditor, or county judge in a county without an auditor, to certify to the commissioners court the receipt of revenue from a new source not

anticipated before the adoption of the budget and not included in the budget for that fiscal year.
Authorizes the court, on certification, to adopt a special budget for the limited purpose of spending the revenue for general purposes or for any of its intended purposes.

SECTION 2. Amends As Filed S.B. 732 to make conforming changes.

SECTION 3. Amends As Filed S.B. 732 to make conforming changes.

SECTION 4. No change.