

By: Smithee

H.B. No. 2154

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the declination of compensation by a candidate for a
3 county or precinct office.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter D, Chapter 152, Local Government
6 Code, is amended by adding Section 152.0525 to read as follows:

7 Sec. 152.0525. CANDIDATE MAY DECLINE COMPENSATION. (a) In
8 this section, "compensation" includes salary paid and benefits
9 provided to a person for that person's service as an officer.

10 (b) A person who is a candidate for a county or precinct
11 office may, at any time before the election, file with the county
12 clerk an affidavit stating that the person elects to decline the
13 compensation that would be paid to the person during the following
14 term of office for the person's service as a county or precinct
15 officer if the person were elected to the office. The county clerk
16 promptly shall send a copy of the affidavit to the county payroll
17 officer.

18 (c) If a person who declines compensation under Subsection
19 (b) is elected to the office for the term of office for which
20 compensation was declined, the declination takes effect on the date
21 the person takes office and continues in effect for that term of
22 office. The officer may not revoke the declination during that term
23 of office.

24 SECTION 2. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2005.