

By: Dunnam

H.B. No. 2164

A BILL TO BE ENTITLED

AN ACT

relating to the use of a county records management and preservation fee.

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

SECTION 1. Sections 118.0216(a), (d), and (e), Local Government Code, are amended to read as follows:

(a) The fee for "Records Management and Preservation" under Section 118.011 is for:

(1) the records management and preservation services performed by the county clerk after the filing and recording of a document in the records of the office of the clerk; or

(2) repairs and renovations to facilities used by the office of the county clerk to store filed and recorded documents.

(d) The fee may be used only to provide funds for:

(1) specific records management and preservation, including for automation purposes; or

(2) repairs and renovations to facilities described by Subsection (a).

(e) In a county that is adjacent to an international boundary, the county clerk shall prepare an annual written plan for funding the automation projects, ~~and~~ records management and preservation services performed by the clerk, and repairs and renovations to facilities described by Subsection (a). After a public hearing, the plan shall be considered for approval by the

1 commissioners court. Funds from the records management and  
2 preservation account may be expended only as provided by the plan.  
3 All expenditures from the records management and preservation  
4 account shall comply with Subchapter C, Chapter 262.

5 SECTION 2. This Act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 Act does not receive the vote necessary for immediate effect, this  
9 Act takes effect September 1, 2005.