

By: Allen of Dallas

H.B. No. 2834

A BILL TO BE ENTITLED

AN ACT

1
2 relating to various powers, duties, and procedures of county
3 government.

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

5 SECTION 1. Section 54.033(b), Local Government Code, is
6 amended to read as follows:

7 (b) A commission appointed for the purpose of hearing cases
8 under this subchapter shall consist of one or more panels, each
9 composed of an odd number of at least five members, to be appointed
10 for terms of two years.

11 SECTION 2. Section 81.005(f), Local Government Code, is
12 amended to read as follows:

13 (f) If the commissioners court determines that in the
14 interest of public safety the term should be held at a site other
15 than the site selected under Subsection (d), the commissioners
16 court may, after notice posted in the manner described by Section
17 81.007(a) for at least 24 hours, hold a term at a different site as
18 determined by the commissioners court.

19 SECTION 3. Section 81.028, Local Government Code, is
20 amended by adding Subsection (b-1) to read as follows:

21 (b-1) A county judge may file a standing order of emergency
22 delegation of authority that clearly indicates the types of orders
23 or official documents that the officer or employee may sign on
24 behalf of the county judge in the event of an emergency or disaster.

1 SECTION 4. Subchapter B, Chapter 81, Local Government Code,
2 is amended by adding Section 81.029 to read as follows:

3 Sec. 81.029. POWER OF CERTAIN COUNTIES RELATING TO DISASTER
4 OR EMERGENCY. The commissioners court of a county with a population
5 of more than one million may:

6 (1) make suitable provision for flood control and for
7 evacuation routes in the event of disaster or impending disaster;
8 and

9 (2) if requested by another county, authorize the use
10 of county equipment and services to aid the other county in the
11 event of an emergency.

12 SECTION 5. The heading to Section 89.001, Local Government
13 Code, is amended to read as follows:

14 Sec. 89.001. SPECIAL COUNSEL IN POPULOUS COUNTIES [~~WITH~~
15 ~~POPULATION OF MORE THAN ONE MILLION~~].

16 SECTION 6. Section 89.001(a), Local Government Code, is
17 amended to read as follows:

18 (a) The commissioners court of a county with a population of
19 more than 750,000 [~~one million~~] may employ an attorney as special
20 counsel.

21 SECTION 7. Section 89.0041(b), Local Government Code, is
22 amended to read as follows:

23 (b) The written notice must be delivered by certified or
24 registered mail by the 30th business day after suit is filed and
25 contain:

26 (1) the style and cause number of the suit;

27 (2) the court in which the suit was filed; [~~and~~]

1 (3) the date on which the suit was filed; and

2 (4) the name of the person filing suit.

3 SECTION 8. Section 111.006, Local Government Code, is
4 amended to read as follows:

5 Sec. 111.006. PROPOSED BUDGET FILED WITH COUNTY CLERK;
6 PUBLIC INSPECTION. (a) When the county judge has completed the
7 preparation of the budget, the judge shall file a copy of the
8 proposed budget with the county clerk and provide a copy of the
9 proposed budget to each county commissioner.

10 (b) The copy of the proposed budget shall be available for
11 inspection by any taxpayer at no cost.

12 SECTION 9. Section 111.037, Local Government Code, is
13 amended to read as follows:

14 Sec. 111.037. PROPOSED BUDGET FILED WITH COUNTY CLERK;
15 PUBLIC INSPECTION. (a) The county auditor shall file a copy of the
16 proposed budget with the county clerk and provide a copy of the
17 proposed budget to each member of the commissioners court.

18 (b) The copy of the proposed budget shall be available for
19 public inspection by any taxpayer at no cost.

20 SECTION 10. Section 326.051, Local Government Code, is
21 amended to read as follows:

22 Sec. 326.051. BOND. (a) The board may require an officer
23 or employee to execute a bond payable to the district and
24 conditioned on the faithful performance of the person's duties.

25 (b) If an employee who has executed a bond is removed by the
26 board, the board shall notify the bonding agent or company on or
27 before the 30th day after the date the employee is removed.

1 SECTION 11. This Act takes effect September 1, 2005.