

1-1 By: Madla S.B. No. 1107
1-2 (In the Senate - Filed March 8, 2005; March 21, 2005, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; April 25, 2005, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;
1-6 April 25, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1107 By: Madla

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the requirements for removal of a county treasurer.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subsections (a) and (c), Section 83.004, Local
1-13 Government Code, are amended to read as follows:

1-14 (a) If a person elected to the office of county treasurer
1-15 fails to provide an adequate bond as required by Section 83.002(a)
1-16 and to take the official oath on or before assuming the office
1-17 ~~[within 20 days after the date the certificate of election is~~
1-18 ~~received]~~, the county judge may ~~[shall]~~ declare the office vacant.

1-19 (c) A vacancy in the office of county treasurer shall be
1-20 filled as provided by Section 87.041. The person appointed to fill
1-21 the vacancy shall, on or before entering upon the discharge of the
1-22 duties of office ~~[and within 20 days after the date notice of the~~
1-23 ~~appointment is received]~~, take the official oath and obtain the
1-24 same surety bond as required by Section 83.002(a) for an elected
1-25 county treasurer.

1-26 SECTION 2. Subsection (b), Section 83.004, Local Government
1-27 Code, is repealed.

1-28 SECTION 3. The change in law made by this Act:

1-29 (1) to Subsection (a), Section 83.004, Local
1-30 Government Code, applies only to a county treasurer whose term
1-31 begins on or after the effective date of this Act; and

1-32 (2) to Subsection (c), Section 83.004, Local
1-33 Government Code, applies only to a county treasurer who enters upon
1-34 the discharge of the duties of office on or after the effective date
1-35 of this Act.

1-36 SECTION 4. This Act takes effect September 1, 2005.

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