

1-1 By: Van de Putte S.B. No. 1778
1-2 (In the Senate - Filed March 11, 2005; March 30, 2005, read
1-3 first time and referred to Subcommittee on Higher Education;
1-4 April 19, 2005, reported adversely, with favorable Committee
1-5 Substitute to Committee on Education; April 25, 2005, reported
1-6 adversely, with favorable Committee Substitute from Committee on
1-7 Education by the following vote: Yeas 6, Nays 0; April 25, 2005,
1-8 sent to printer.)

1-9 COMMITTEE SUBSTITUTE FOR S.B. No. 1778 By: Staples

1-10 A BILL TO BE ENTITLED
1-11 AN ACT

1-12 relating to reporting of personal financial information by trustees
1-13 of certain junior college districts and to candidates for office of
1-14 certain political subdivisions; providing civil and criminal
1-15 penalties.

1-16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-17 SECTION 1. Subchapter E, Chapter 130, Education Code, is
1-18 amended by adding Section 130.0831 to read as follows:

1-19 Sec. 130.0831. FILING OF FINANCIAL STATEMENT BY TRUSTEE.

1-20 (a) This section applies only to a junior college district that:

1-21 (1) has an enrollment of more than 33,000 students;

1-22 and

1-23 (2) has fewer than six campuses.

1-24 (b) A member of the board of trustees of a junior college
1-25 district shall file the financial statement required of state
1-26 officers under Subchapter B, Chapter 572, Government Code, with:

1-27 (1) the board of trustees of the junior college
1-28 district; and

1-29 (2) the Texas Ethics Commission.

1-30 (c) Subchapter B, Chapter 572, Government Code:

1-31 (1) applies to a trustee of a junior college district
1-32 as if the trustee were a state officer; and

1-33 (2) governs the contents, timeliness of filing, and
1-34 public inspection of a statement filed under this section.

1-35 (d) A trustee subject to this section commits an offense if
1-36 the trustee fails to file the statement required by this section.
1-37 An offense under this section is a Class B misdemeanor.

1-38 SECTION 2. Chapter 144, Election Code, is amended by adding
1-39 Section 144.0021 to read as follows:

1-40 Sec. 144.0021. CANDIDACY FOR OTHER OFFICE. If an elected
1-41 officer subject to this chapter becomes a candidate, by announcing
1-42 an intention to be a candidate or by filing an application for a
1-43 place on the ballot, for any elected office other than an office
1-44 covered by this chapter, the announcement or candidacy constitutes
1-45 an automatic resignation of the office held, and the vacancy
1-46 created shall be filled as provided by applicable law.

1-47 SECTION 3. Section 253.004, Election Code, is amended by
1-48 adding Subsection (a-1) to read as follows:

1-49 (a-1) Funds collected or held by a political committee
1-50 established in connection with a candidacy for an elected office
1-51 covered by Chapter 144 may not be expended for any other purpose.
1-52 This subsection does not apply to a charitable contribution.

1-53 SECTION 4. Section 130.0831, Education Code, as added by
1-54 this Act, applies beginning January 1, 2007. A trustee subject to
1-55 Section 130.0831, Education Code, as added by this Act, is not
1-56 required to include financial activity occurring before January 1,
1-57 2006, in a financial disclosure statement required under Section
1-58 130.0831, Education Code, as added by this Act.

1-59 SECTION 5. This Act takes effect September 1, 2005.

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