

By: Burnam

H.B. No. 3725

A BILL TO BE ENTITLED

AN ACT

relating to maintaining county funding levels provided to the offices of certain prosecutors.

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

SECTION 1. Section 46.006(b), Government Code, is amended to read as follows:

(b) The commissioners court in each county that has a prosecutor subject to this chapter and that has a population of over two million persons may not reduce the county funds provided for the salary or office of the prosecutor ~~[as a result of the funds provided by this chapter]~~ below the amount provided for that salary or office in the county budget for the previous year, except as authorized by a majority of the qualified voters of the county voting on the question in a referendum held by the county as provided by this section and other applicable law.

SECTION 2. Section 46.006, Government Code, is amended by adding new subsections (c), (d) to read as follows:

(c) In a referendum required by this section, the ballot shall be printed to provide for voting for or against the proposition, as appropriate:

(1) "Reduction of county funds for the office of district attorney";

(2) "Reduction of county funds for the office of county attorney"; or

1 (3) "Reduction of county funds for the office of
2 criminal district attorney".

3 (d) A referendum under this section must be held on an
4 authorized uniform election date as provided by Chapter 41,
5 Election Code.

6 SECTION 3. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2009.