

By: Paxton, Anchia, Rodriguez,
Taylor of Galveston

H.B. No. 1636

Substitute the following for H.B. No. 1636:

By: Davis of Dallas

C.S.H.B. No. 1636

A BILL TO BE ENTITLED

1 AN ACT

2 relating to certain financial requirements of certain toll project
3 entities.

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

5 SECTION 1. Subchapter B, Chapter 372, Transportation Code,
6 is amended by adding Sections 372.054 and 372.055 to read as
7 follows:

8 Sec. 372.054. ANNUAL AUDIT. (a) In this section, "toll
9 project entity" does not include the department.

10 (b) A toll project entity shall have an annual audit of the
11 affairs of the toll project entity prepared by an independent
12 certified public accountant or a firm of independent certified
13 public accountants.

14 Sec. 372.055. ELECTRONIC CHECKING ACCOUNT TRANSACTION
15 REGISTER. (a) In this section, "toll project entity" does not
16 include the department.

17 (b) Except as provided by Subsection (f), a toll project
18 entity shall designate a person to maintain an electronic checking
19 account transaction register for the entity's checking account.

20 The register must:

21 (1) be in a searchable, electronic spreadsheet format;
22 and

23 (2) be available without a fee for viewing and
24 downloading by the public at all times on the entity's Internet

1 website.

2 (c) The electronic checking account transaction register
3 must include for each expense transaction from the toll project
4 entity's account:

5 (1) the transaction amount;

6 (2) the name of the payee; and

7 (3) a statement describing the purpose of the
8 expenditure.

9 (d) A toll project entity may not include in the entity's
10 electronic checking account transaction register a check issued to
11 an entity employee in payment of salary, wages, or an employment
12 stipend.

13 (e) A toll project entity shall:

14 (1) update the electronic checking account
15 transaction register at least once each month, not later than the
16 30th day after the closing date of the most recent monthly statement
17 for the checking account; and

18 (2) maintain each transaction or listing in the
19 electronic checking account transaction register on the entity's
20 Internet website until the first anniversary of the date of the
21 transaction or listing.

22 (f) The person designated to maintain the electronic
23 checking account transaction register under Subsection (b) may
24 consult with the comptroller in developing the register.

25 SECTION 2. A toll project entity required to maintain an
26 electronic checking account transaction register under Section
27 372.055, Transportation Code, as added by this Act, shall make the

1 register available for public viewing or downloading not later than
2 January 1, 2012. The register must contain the information
3 required by Section 372.055(c), Transportation Code, as added by
4 this Act, with regard to each transaction occurring on or after the
5 effective date of this Act.

6 SECTION 3. This Act takes effect September 1, 2011.