

By: Solomons, Callegari, King of Taylor,
Kolkhorst, et al.

H.J.R. No. 56

Substitute the following for H.J.R. No. 56:

By: Cook

C.S.H.J.R. No. 56

A JOINT RESOLUTION

1 proposing a constitutional amendment to restrict the power of the
2 legislature to mandate requirements on local governments.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article III, Texas Constitution, is amended by
5 adding Section 68 to read as follows:

6 Sec. 68. (a) In this section, "local government" means a
7 municipality, county, hospital district, or junior college
8 district or a special district created by the action of a
9 municipality or county. The term does not include a school
10 district.

11 (b) A law enacted by the legislature on or after January 1,
12 2012, that requires a local government to establish, expand, or
13 modify a duty or activity that requires the expenditure of revenue
14 by the local government is not effective unless the legislature
15 appropriates or otherwise provides, from a source other than the
16 revenue of the local government, for the payment or reimbursement
17 of the costs incurred for the biennium by the local government in
18 complying with the requirement.

19 SECTION 2. This proposed constitutional amendment shall be
20 submitted to the voters at an election to be held November 8, 2011.
21 The ballot shall be printed to permit voting for or against the
22 proposition: "The constitutional amendment to restrict the power
23 of the legislature from mandating unfunded requirements on local
24 governments."