

1-1 By: Aycock (Senate Sponsor - Fraser) H.B. No. 483  
 1-2 (In the Senate - Received from the House April 22, 2013;  
 1-3 April 29, 2013, read first time and referred to Committee on Open  
 1-4 Government; May 15, 2013, reported favorably by the following  
 1-5 vote: Yeas 3, Nays 0; May 15, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9			X	
1-10	X			
1-11			X	
1-12	X			

1-13 A BILL TO BE ENTITLED  
 1-14 AN ACT

1-15 relating to a public hearing held on the issue of making a payment  
 1-16 in excess of the compensation contracted for by a political  
 1-17 subdivision.

1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-19 SECTION 1. Chapter 180, Local Government Code, is amended  
 1-20 by adding Section 180.007 to read as follows:

1-21 Sec. 180.007. PAYMENTS IN EXCESS OF CONTRACTUAL AMOUNT.

1-22 (a) A political subdivision may not pay an employee or former  
 1-23 employee more than an amount owed under a contract with the employee  
 1-24 unless the political subdivision holds at least one public hearing  
 1-25 under this section.

1-26 (b) Notice must be given of the hearing in accordance with  
 1-27 notice of a public meeting under Subchapter C, Chapter 551,  
 1-28 Government Code.

1-29 (c) The governing body of the political subdivision must  
 1-30 state the following at the public hearing:

1-31 (1) the reason the payment in excess of the  
 1-32 contractual amount is being offered to the employee or former  
 1-33 employee, including the public purpose that will be served by  
 1-34 making the excess payment; and

1-35 (2) the exact amount of the excess payment, the source  
 1-36 of the payment, and the terms for the distribution of the payment  
 1-37 that effect and maintain the public purpose to be served by making  
 1-38 the excess payment.

1-39 SECTION 2. The change in law made by this Act applies only  
 1-40 to a payment made by a political subdivision on or after the  
 1-41 effective date of this Act. A payment made before the effective  
 1-42 date of this Act is governed by the law in effect when the payment  
 1-43 was made, and the former law is continued in effect for that  
 1-44 purpose.

1-45 SECTION 3. This Act takes effect immediately if it receives  
 1-46 a vote of two-thirds of all the members elected to each house, as  
 1-47 provided by Section 39, Article III, Texas Constitution. If this  
 1-48 Act does not receive the vote necessary for immediate effect, this  
 1-49 Act takes effect September 1, 2013.

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