

By: Coleman

H.B. No. 3798

Substitute the following for H.B. No. 3798:

By: Hernandez Luna

C.S.H.B. No. 3798

A BILL TO BE ENTITLED

AN ACT

relating to expenditures made by emergency services districts.

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

SECTION 1. Section 775.073, Health and Safety Code, is amended to read as follows:

Sec. 775.073. EXPENDITURES ~~[METHOD OF PAYMENT]~~. (a) Except as otherwise provided by this section, district ~~[District]~~ funds may be disbursed only by check, draft, order, or other instrument that:

(1) is signed by at least a majority of the board's commissioners; or

(2) is signed by the treasurer and countersigned by the president. ~~[If the treasurer is absent or unavailable, the assistant treasurer may sign for the treasurer. If the president is absent or unavailable, the vice president may sign for the president.]~~

(b) The board by resolution may allow a district employee who has executed a bond in an amount equal to the amount required for the district treasurer to sign an instrument to disburse district funds. An expenditure of more than \$2,000 may not be paid ~~[from tax money]~~ unless ~~[a sworn itemized account covering]~~ the expenditure is presented to the board and the board approves the expenditure.

(c) The board may authorize the disbursement of district

1 funds transferred by federal reserve wire system. The board by
2 resolution may authorize wire transfers to accounts in the
3 district's name or accounts not in the district's name.

4 (d) Any property, including an interest in property,
5 purchased or leased using district funds, wholly or partly, must
6 remain the property of the district, regardless of whether the
7 property is used by a third party under a contract for services or
8 otherwise, until:

9 (1) the property is sold to a third party following the
10 procedures authorized under Section 263.003, 263.007, or 263.008,
11 Local Government Code; or

12 (2) the property is disposed of in accordance with
13 Subchapter J.

14 SECTION 2. This Act takes effect September 1, 2013.