

By: Paxton

S.B. No. 636

A BILL TO BE ENTITLED

AN ACT

relating to public information regarding bonds and other obligations issued by the state and local governments.

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

SECTION 1. Section 1202.008, Government Code, is amended to read as follows:

Sec. 1202.008. COLLECTION AND REPORT OF INFORMATION ON LOCAL ~~[PUBLIC]~~ SECURITIES ~~[OF POLITICAL SUBDIVISIONS]~~. (a) In this section, "local security" has the meaning assigned by Section 1231.001.

(b) In reviewing local ~~[public]~~ securities under this chapter, the attorney general shall ~~[may]~~ collect, in the form required by the Bond Review Board, information on each local security ~~[public securities issued by a municipal corporation or political subdivision of this state]~~.

(c) ~~[(b)]~~ The information must include:

(1) the terms of each local security ~~[the public securities]~~;

(2) the debt service payable on each local security ~~[the public securities]~~; and

(3) other information required by the Bond Review Board.

(d) ~~[(c)]~~ The attorney general shall send the information to the Bond Review Board for inclusion in the reports required by

1 Sections [~~board's report of debt statistics under Section~~
2 1231.062, 1231.104, and 1231.105.

3 (e) The attorney general may not approve a local security
4 under Section 1202.003 until the attorney general receives written
5 notification from the Bond Review Board that the board:

6 (1) has received the information required by
7 Subsection (c); or

8 (2) has agreed to a later date for the submission of
9 the information.

10 SECTION 2. The heading to Subtitle B, Title 9, Government
11 Code, is amended to read as follows:

12 SUBTITLE B. PROVISIONS APPLICABLE TO PUBLIC SECURITIES [~~ISSUED BY~~
13 ~~STATE GOVERNMENT~~]

14 SECTION 3. Section 1231.001, Government Code, is amended by
15 adding Subdivision (4) to read as follows:

16 (4) "Local security" means a public security as
17 defined by Section 1201.002, other than a state security.

18 SECTION 4. Subchapter B, Chapter 1231, Government Code, is
19 amended by adding Section 1231.024 to read as follows:

20 Sec. 1231.024. SEARCHABLE DATABASE FOR BOND AND DEBT
21 OBLIGATIONS. (a) The board shall develop and maintain a
22 computerized database that:

23 (1) lists the bond and other debt obligations issued
24 by the state and each local government granted debt authority by the
25 Texas Constitution; and

26 (2) is searchable by each local government within a
27 zip code.

1 (b) The database must include the:

2 (1) specific debt issued by the state and each local
3 government and the principal, interest, and payments on the debt;

4 (2) total principal, interest, and payments on all
5 debt issued by the state and each local government; and

6 (3) total principal, interest, and payments on all
7 debt issued by local governments in each zip code.

8 (c) The board shall make the database described by
9 Subsection (a) available to the public on the board's Internet
10 website.

11 (d) The comptroller shall provide on the comptroller's
12 Internet website a link to the database made available by the board
13 under Subsection (c).

14 SECTION 5. Sections 1231.062(a), (b), and (c), Government
15 Code, are amended to read as follows:

16 (a) Not later than December 31 of each even-numbered year,
17 the board shall submit to the legislature a statistical report
18 relating to:

19 (1) state securities, including a state security
20 issued by an institution of higher education; and

21 (2) local securities [~~bonds and other debt obligations~~
22 ~~issued by local governments~~].

23 (b) A report must include:

24 (1) total debt service as a percentage of total
25 expenditures;

26 (2) total debt [~~tax-supported debt service as a~~
27 ~~percentage of general revenue expenditure,~~

1 ~~[(3)]~~ per capita ~~[total debt]~~;

2 (3) tax-supported debt ~~[(4) per capita tax-supported~~

3 ~~debt,~~

4 ~~[(5) total debt and tax-supported debt as a percentage~~

5 ~~of personal income,~~

6 ~~[(6) total personal income per capita,~~

7 ~~[(7) total debt per capita as a percentage of total~~

8 ~~personal income]~~ per capita;

9 (4) ~~[(8)]~~ total debt and tax-supported debt as a

10 percentage of real property valuations;

11 (5) ~~[(9) total debt and tax-supported debt as a~~

12 ~~percentage of annual revenues and expenditures,~~

13 ~~[(10)]~~ principal scheduled ~~[required]~~ to be repaid in

14 five years, ~~[and principal required to be repaid in]~~ 10 years, and

15 20 years;

16 (6) ~~[(11) growth rates of total debt per capita and~~

17 ~~total debt per dollar of personal income,~~

18 ~~[(12)]~~ recent issuances ~~[trends in the issuance]~~ of

19 short-term notes;

20 (7) ~~[(13)]~~ recent trends in issuance costs;

21 (8) ~~[(14)]~~ savings from recent refundings;

22 (9) debt outstanding ~~[(15) recent trends in~~

23 ~~capitalized interest use,~~

24 ~~[(16) debt service coverage ratios, if applicable];~~

25 and

26 (10) ~~[(17)]~~ other information the board considers

27 relevant.

1 (c) The attorney general, each state agency, and each local
2 government shall provide annually to the board, and at other [~~the~~]
3 times required by the board, information that the board determines
4 is [~~to be~~] necessary to prepare the statistical report.

5 SECTION 6. The heading to Section 1231.102, Government
6 Code, is amended to read as follows:

7 Sec. 1231.102. STATE SECURITIES ANNUAL REPORT.

8 SECTION 7. Subchapter F, Chapter 1231, Government Code, is
9 amended by adding Sections 1231.104, 1231.105, and 1231.106 to read
10 as follows:

11 Sec. 1231.104. LOCAL SECURITIES ANNUAL REPORT. Not later
12 than the 180th day after the end of each state fiscal year, the bond
13 finance office shall publish a report listing:

14 (1) the amount of local securities outstanding;

15 (2) applicable repayment schedules; and

16 (3) other information the office considers relevant.

17 Sec. 1231.105. ONLINE ANNUAL LOCAL DEBT STATISTICS REPORT.

18 Not later than the 150th day after the end of each state fiscal
19 year, the bond finance office shall publish on the office's
20 Internet website a report that includes the statistical information
21 listed in Section 1231.062(b) for all local securities for the
22 preceding fiscal year.

23 Sec. 1231.106. REQUIRED INFORMATION. (a) An issuer of a
24 local security shall provide annually to the bond finance office,
25 and at other times required by the office, information that the
26 office determines necessary to administer the powers or duties of
27 the board or the office, including the preparation of any report.

1 (b) The bond finance office shall develop a standardized
2 format to simplify the submission of information by an issuer under
3 this section.

4 SECTION 8. Not later than September 1, 2014, the Bond Review
5 Board shall make available on its Internet website the database
6 described by Section 1231.024, Government Code, as added by this
7 Act.

8 SECTION 9. This Act takes effect January 1, 2014.