

1-1 By: Davis S.B. No. 1392
 1-2 (In the Senate - Filed March 7, 2013; March 18, 2013, read
 1-3 first time and referred to Committee on Economic Development;
 1-4 May 1, 2013, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 7, Nays 0; May 1, 2013,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1392 By: Davis

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to an audit by the state auditor and a study by the
 1-20 comptroller of the events trust funds.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. (a) The state auditor shall conduct an audit to
 1-23 determine the efficiency and effectiveness of funding events
 1-24 through an events trust fund authorized under Section 5, 5A, 5B, or
 1-25 5C, Chapter 1507 (Senate Bill No. 456), Acts of the 76th
 1-26 Legislature, Regular Session, 1999 (Article 5190.14, Vernon's
 1-27 Texas Civil Statutes).

1-28 (b) The audit, at a minimum, must determine whether money
 1-29 from an events trust fund is efficiently and effectively:

1-30 (1) disbursed in compliance with Section 5, 5A, 5B, or
 1-31 5C, Chapter 1507 (Senate Bill No. 456), Acts of the 76th
 1-32 Legislature, Regular Session, 1999 (Article 5190.14, Vernon's
 1-33 Texas Civil Statutes), as applicable, the Government Code, and
 1-34 other relevant laws or standards;

1-35 (2) monitored so that the event and the persons and
 1-36 entities that receive money from the fund comply with the terms of
 1-37 applicable agreements and with the applicable sections of Chapter
 1-38 1507, the Government Code, and other relevant laws or standards;
 1-39 and

1-40 (3) maintained to provide adequate financial control
 1-41 systems and to ensure accountability for use of the money.

1-42 (c) The state auditor shall prepare a report of the audit
 1-43 conducted under this section. Not later than January 1, 2015, the
 1-44 state auditor shall electronically file a copy of the report with
 1-45 the lieutenant governor, the speaker of the house of
 1-46 representatives, and the presiding officer of each standing
 1-47 committee of the senate and house of representatives having primary
 1-48 jurisdiction over fiscal matters or matters related to tourism or
 1-49 recreation. The report must include details on:

1-50 (1) the process for approving the disbursement of
 1-51 money through an events trust fund; and

1-52 (2) the degree to which past and present recipients of
 1-53 money from a fund have complied with the terms of event agreements
 1-54 and with the applicable sections of Chapter 1507 (Senate Bill No.
 1-55 456), Acts of the 76th Legislature, Regular Session, 1999 (Article
 1-56 5190.14, Vernon's Texas Civil Statutes), the Government Code, and
 1-57 other relevant laws or standards.

1-58 SECTION 2. (a) The comptroller of public accounts shall
 1-59 conduct a study to determine:

1-60 (1) the economic impact of the events that qualify for

2-1 funding through an events trust fund; and
2-2 (2) whether the events would likely be held in this
2-3 state in the absence of the incentives provided through the fund.

2-4 (b) The comptroller of public accounts shall prepare a
2-5 report of the findings from the study conducted under this section.
2-6 Not later than January 1, 2015, the comptroller shall
2-7 electronically file a copy of the report with the lieutenant
2-8 governor, the speaker of the house of representatives, and the
2-9 presiding officer of each standing committee of the senate and
2-10 house of representatives having primary jurisdiction over fiscal
2-11 matters or matters related to tourism or recreation.

2-12 SECTION 3. Notwithstanding any other law, the comptroller
2-13 of public accounts shall reimburse the state auditor for the cost of
2-14 the audit conducted under Section 1 of this Act using any balances
2-15 available in the 2014 state fiscal year from the events trust funds
2-16 established under Section 5, 5A, 5B, or 5C, Chapter 1507 (Senate
2-17 Bill No. 456), Acts of the 76th Legislature, Regular Session, 1999
2-18 (Article 5190.14, Vernon's Texas Civil Statutes). The comptroller
2-19 shall pay the audit cost proportionally from the established funds
2-20 based on the maximum balances in the funds during the 2014 state
2-21 fiscal year.

2-22 SECTION 4. This Act expires September 1, 2015.

2-23 SECTION 5. This Act takes effect September 1, 2013.

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