

AN ACT

relating to the methods of delivery for required financial statement forms sent to certain municipal officeholders and candidates for municipal office.

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

SECTION 1. Section 145.002, Local Government Code, is amended to read as follows:

Sec. 145.002. DEFINITIONS [~~DEFINITION~~]. In this chapter:

(1) "Deliver" means transmitting by mail, personal delivery, or e-mail or any other means of electronic transfer.

(2) "Municipal[~~,—"municipal~~] officer" means the mayor, a member of the governing body, the municipal attorney, or the city manager of a municipality.

SECTION 2. Section 145.005(b), Local Government Code, is amended to read as follows:

(b) The clerk or secretary shall deliver at least one copy [~~mail two copies~~] of the form to each municipal officer or person who is appointed to a municipal office who is required to file under this chapter within the time prescribed by Section 572.030(c)(1), Government Code. The clerk or secretary shall deliver [~~mail~~] a copy of the form to each candidate for a municipal office filled by election who is required to file under this chapter not later than the 10th day before the deadline for filing the statement under Section 145.004(c). The clerk or secretary may choose one or more

1 methods to deliver the form.

2 SECTION 3. Section 145.009(c), Local Government Code, is
3 amended to read as follows:

4 (c) It is a defense to prosecution under this section that
5 the officer or candidate did not receive copies of the financial
6 statement form required to be delivered [~~mailed~~] to the officer or
7 candidate by this chapter.

8 SECTION 4. Section 145.005(b), Local Government Code, as
9 amended by this Act, applies only to a financial statement due on or
10 after the effective date of this Act. A financial statement due
11 before the effective date of this Act is governed by the law in
12 effect on the date the financial statement was due, and the former
13 law is continued in effect for that purpose.

14 SECTION 5. Section 145.009(c), Local Government Code, as
15 amended by this Act, applies only to an offense committed on or
16 after the effective date of this Act. An offense committed before
17 the effective date of this Act is governed by the law in effect on
18 the date the offense was committed, and the former law is continued
19 in effect for that purpose. For purposes of this section, an offense
20 was committed before the effective date of this Act if any element
21 of the offense occurred before that date.

22 SECTION 6. This Act takes effect September 1, 2015.

President of the Senate

Speaker of the House

I certify that H.B. No. 1246 was passed by the House on April 23, 2015, by the following vote: Yeas 140, Nays 1, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1246 on May 18, 2015, by the following vote: Yeas 134, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1246 was passed by the Senate, with amendments, on May 12, 2015, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor