

1-1 By: Coleman (Senate Sponsor - Watson) H.B. No. 2519  
 1-2 (In the Senate - Received from the House May 4, 2015;  
 1-3 May 5, 2015, read first time and referred to Committee on  
 1-4 Intergovernmental Relations; May 13, 2015, reported favorably by  
 1-5 the following vote: Yeas 6, Nays 0; May 13, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Lucio	X			
1-8 Bettencourt	X			
1-9 Campbell	X			
1-10 Garcia	X			
1-11 Menéndez	X			
1-12 Nichols			X	
1-13 Taylor of Galveston	X			
1-14				

1-15 A BILL TO BE ENTITLED  
 1-16 AN ACT

1-17 relating to expenditures made by emergency services districts and  
 1-18 the sale of district property.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Sections 775.073(a) and (d), Health and Safety  
 1-21 Code, are amended to read as follows:

1-22 (a) Except as otherwise provided by this section, district  
 1-23 funds may be disbursed only by check, draft, order, or other  
 1-24 instrument that:

1-25 (1) is signed by at least a majority of the board's  
 1-26 commissioners; or

1-27 (2) is signed by the treasurer, or by the assistant  
 1-28 treasurer if the treasurer is absent or unavailable, and  
 1-29 countersigned by the president, or by the vice president if the  
 1-30 president is absent or unavailable.

1-31 (d) Any property, including an interest in property,  
 1-32 purchased or leased using district funds, wholly or partly, must  
 1-33 remain the property of the district, regardless of whether the  
 1-34 property is used by a third party under a contract for services or  
 1-35 otherwise, until the property is disposed of in accordance with  
 1-36 Section 775.0735[+]

1-37 ~~[(1) the property is sold to a third party following~~  
 1-38 ~~the procedures authorized under Section 263.003, 263.007, or~~  
 1-39 ~~263.008, Local Government Code; or~~

1-40 ~~[(2) the property is disposed of in accordance with~~  
 1-41 ~~Subchapter J].~~

1-42 SECTION 2. Subchapter E, Chapter 775, Health and Safety  
 1-43 Code, is amended by adding Section 775.0735 to read as follows:

1-44 Sec. 775.0735. DISPOSITION OF PROPERTY. (a) The district  
 1-45 may dispose of property owned by the district only by:

1-46 (1) selling the property to a third party following  
 1-47 the procedures authorized under Section 263.001, 263.007, or  
 1-48 263.008, Local Government Code;

1-49 (2) selling or disposing of the property following the  
 1-50 procedures authorized under Subchapter D, Chapter 263, Local  
 1-51 Government Code;

1-52 (3) selling or disposing of the property in accordance  
 1-53 with Subchapter J; or

1-54 (4) selling the property using an Internet auction  
 1-55 site.

1-56 (b) The district may contract with a private vendor to  
 1-57 assist with the sale of the property.

1-58 (c) The district shall sell the property using the method of  
 1-59 sale that the board determines is the most advantageous to the  
 1-60 district under the circumstances. The board shall adopt rules  
 1-61 establishing guidelines for making that determination.

