

SENATE AMENDMENTS

2nd Printing

By: Koop, et al.

H.B. No. 1246

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the methods of delivery for required financial
3 statement forms sent to certain municipal officeholders and
4 candidates for municipal office.

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

6 SECTION 1. Section 145.005(b), Local Government Code, is
7 amended to read as follows:

8 (b) The clerk or secretary shall deliver at least one copy
9 of the form by mail, personal delivery, or e-mail or any other means
10 of electronic transfer [~~two copies of the form~~] to each municipal
11 officer or person who is appointed to a municipal office who is
12 required to file under this chapter within the time prescribed by
13 Section 572.030(c)(1), Government Code. The clerk or secretary
14 shall deliver [~~mail~~] a copy of the form to each candidate for a
15 municipal office filled by election who is required to file under
16 this chapter not later than the 10th day before the deadline for
17 filing the statement under Section 145.004(c).

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

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

24 SECTION 3. Section 145.005(b), Local Government Code, as

1 amended by this Act, applies only to a financial statement due on or
2 after the effective date of this Act. A financial statement due
3 before the effective date of this Act is governed by the law in
4 effect on the date the financial statement was due, and the former
5 law is continued in effect for that purpose.

6 SECTION 4. Section 145.009(c), Local Government Code, as
7 amended by this Act, applies only to an offense committed on or
8 after the effective date of this Act. An offense committed before
9 the effective date of this Act is governed by the law in effect on
10 the date the offense was committed, and the former law is continued
11 in effect for that purpose. For purposes of this section, an offense
12 was committed before the effective date of this Act if any element
13 of the offense occurred before that date.

14 SECTION 5. This Act takes effect September 1, 2015.

ADOPTED

MAY 12 2015

Lately Spaw
Secretary of the Senate

By: Hall

H.B. No. 1246

Substitute the following for H.B. No. 1246 :

By: *Benj. Gotes*

C.S. H. B. No. 1246

A BILL TO BE ENTITLED

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AN ACT

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

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

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

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

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

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

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

16 (b) The clerk or secretary shall deliver at least one copy
17 [~~mail two copies~~] of the form to each municipal officer or person
18 who is appointed to a municipal office who is required to file under
19 this chapter within the time prescribed by Section 572.030(c)(1),
20 Government Code. The clerk or secretary shall deliver [~~mail~~] a copy
21 of the form to each candidate for a municipal office filled by
22 election who is required to file under this chapter not later than
23 the 10th day before the deadline for filing the statement under
24 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.

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 12, 2015

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1246 by Koop (Relating to the methods of delivery for required financial statement forms sent to certain municipal officeholders and candidates for municipal office.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to modify the delivery methods of required financial forms to certain municipal officeholders and certain candidates for municipal offices.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, AG, KVe, SD, EK

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 5, 2015

TO: Honorable Joan Huffman, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1246 by Koop (Relating to the methods of delivery for required financial statement forms sent to certain municipal officeholders and candidates for municipal office.),
Committee Report 2nd House, Substituted

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to modify the delivery methods of required financial forms to certain municipal officeholders and certain candidates for municipal offices.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, AG, KVe, SD, EK

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

April 29, 2015

TO: Honorable Joan Huffman, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1246 by Koop (Relating to the methods of delivery for required financial statement forms sent to certain municipal officeholders and candidates for municipal office.), **As Engrossed**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to modify the delivery methods of required financial forms to certain municipal officeholders and certain candidates for municipal offices.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, AG, KVe, SD, EK

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

March 19, 2015

TO: Honorable Carol Alvarado, Chair, House Committee on Urban Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1246 by Koop (Relating to the methods of delivery for required financial statement forms sent to certain municipal officeholders and candidates for municipal office.), **As Introduced**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to modify the delivery methods of required financial forms to certain municipal officeholders and certain candidates for municipal offices.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KVe, SD, EK