

By: Raymond

H.J.R. No. 106

A JOINT RESOLUTION

1 proposing a constitutional amendment regarding the dedication by
2 general law of revenue of or money received by this state and money
3 held in or deposited to an account or fund inside or outside the
4 state treasury and the authorized expenditure or appropriation of
5 revenue or money dedicated by general law.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Article VIII, Texas Constitution, is amended by
8 adding Section 25 to read as follows:

9 Sec. 25. (a) The legislature by general law may dedicate
10 to one or more particular purposes the appropriation or expenditure
11 of:

12 (1) revenue of, or money received by, this state from
13 one or more particular sources; or

14 (2) money held in or deposited to an identified
15 account or fund inside or outside the state treasury.

16 (b) Subsection (a) of this section does not authorize a
17 dedication by general law of revenue or money otherwise dedicated
18 by this constitution in a manner that is inconsistent with that
19 constitutional dedication.

20 (c) Revenue or money the appropriation or expenditure of
21 which is dedicated by general law to a purpose or purposes as
22 described by Subsection (a) of this section may not be appropriated
23 or expended for any purpose other than the dedicated purpose or
24 purposes, except as authorized by a subsequently adopted general

1 law that:

2 (1) expressly amends or repeals the general law under
3 which the revenue or money was dedicated; and

4 (2) is adopted by a record vote of two-thirds of the
5 membership of both houses of the legislature.

6 SECTION 2. The following temporary provision is added to
7 the Texas Constitution:

8 TEMPORARY PROVISION. (a) This temporary provision applies
9 to the constitutional amendment proposed by the 85th Legislature,
10 Regular Session, 2017, regarding the dedication by general law of
11 revenue of or money received by this state and money held in or
12 deposited to an account or fund inside or outside the state treasury
13 and the authorized expenditure or appropriation of revenue or money
14 dedicated by general law.

15 (b) Section 25, Article VIII, of this constitution takes
16 effect September 1, 2019, and applies only to appropriations
17 authorized for or expenditures during a state fiscal year beginning
18 on or after that date.

19 (c) This temporary provision expires January 1, 2020.

20 SECTION 3. This proposed constitutional amendment shall be
21 submitted to the voters at an election to be held November 7, 2017.
22 The ballot shall be printed to provide for voting for or against the
23 proposition: "The constitutional amendment regarding the
24 dedication by general law of revenue of or money received by this
25 state and money held in or deposited to an account or fund inside or
26 outside the state treasury and the authorized expenditure or
27 appropriation of revenue or money dedicated by general law."