

By: Huffman

S.B. No. 416

A BILL TO BE ENTITLED

AN ACT

relating to legal counsel provided by the attorney general to a political subdivision subject to a declared state of disaster.

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

SECTION 1. Subchapter H, Chapter 418, Government Code, is amended by adding Section 418.193 to read as follows:

Sec. 418.193. ATTORNEY GENERAL AS LEGAL ADVISOR ON ISSUES RELATED TO DECLARED DISASTER. (a) This section applies only during a declared state of disaster under Section 418.014 and the 90-day period following the expiration or termination of the disaster declaration.

(b) The attorney general may provide legal counsel to a political subdivision subject to a declared state of disaster under Section 418.014 on issues related to disaster mitigation, preparedness, response, and recovery applicable to the area subject to the disaster declaration.

(c) A request for counsel under this section may be submitted only by:

(1) the emergency management director designated under Section 418.1015 for the political subdivision;

(2) the county judge or a commissioner of a county subject to the declaration; or

(3) the mayor of a municipality subject to the declaration.

1           SECTION 2. This Act takes effect immediately if it receives  
2 a vote of two-thirds of all the members elected to each house, as  
3 provided by Section 39, Article III, Texas Constitution. If this  
4 Act does not receive the vote necessary for immediate effect, this  
5 Act takes effect September 1, 2019.