

1-1 By: Campbell S.B. No. 652
1-2 (In the Senate - Filed February 5, 2019; March 1, 2019, read
1-3 first time and referred to Committee on Property Tax;
1-4 April 15, 2019, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 5, Nays 0; April 15, 2019,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	<u>X</u>			
1-10	<u>X</u>			
1-11	<u>X</u>			
1-12	<u>X</u>			
1-13	<u>X</u>			

1-14 COMMITTEE SUBSTITUTE FOR S.B. No. 652 By: Paxton

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

1-17 relating to procedures and requirements for the issuance of
1-18 certificates of obligation.

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

1-20 SECTION 1. Section 271.047(d), Local Government Code, is
1-21 amended to read as follows:

1-22 (d) Except as provided by this subsection, the governing
1-23 body of an issuer may not authorize a certificate to pay a
1-24 contractual obligation to be incurred if a bond proposition to
1-25 authorize the issuance of bonds for the same purpose was submitted
1-26 to the voters during the preceding six [~~three~~] years and failed to
1-27 be approved. A governing body may authorize a certificate that the
1-28 governing body is otherwise prohibited from authorizing under this
1-29 subsection:

1-30 (1) in a case described by Sections 271.056(1)-(3);
1-31 and

1-32 (2) to comply with a state or federal law, rule, or
1-33 regulation if the political subdivision has been officially
1-34 notified of noncompliance with the law, rule, or regulation.

1-35 SECTION 2. Section 271.049, Local Government Code, is
1-36 amended by amending Subsection (a) and adding Subsection (e) to
1-37 read as follows:

1-38 (a) Regardless of the sources of payment of certificates,
1-39 certificates may not be issued unless the issuer publishes notice
1-40 of its intention to issue the certificates. The notice must be
1-41 published:

1-42 (1) once a week for two consecutive weeks in a
1-43 newspaper, as defined by Subchapter C, Chapter 2051, Government
1-44 Code, that is of general circulation in the area of the issuer, with
1-45 the date of the first publication to be before the 30th day before
1-46 the date tentatively set for the passage of the order or ordinance
1-47 authorizing the issuance of the certificates; and

1-48 (2) continuously on the issuer's Internet website for
1-49 at least 30 days before the date tentatively set for the passage of
1-50 the order or ordinance authorizing the issuance of the
1-51 certificates.

1-52 (e) An issuer shall maintain an Internet website to comply
1-53 with this section.

1-54 SECTION 3. Section 271.049, Local Government Code, as
1-55 amended by this Act, applies only to a certificate of obligation for
1-56 which the first notice of intention to issue the certificate is made
1-57 on or after the effective date of this Act. A certificate of
1-58 obligation for which the first notice of intention to issue the
1-59 certificate is made before the effective date of this Act is
1-60 governed by the law in effect on the date the notice of intention is

2-1 made, and the former law is continued in effect for that purpose.
2-2 SECTION 4. This Act takes effect September 1, 2019.

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