

1-1 By: Creighton S.B. No. 970
 1-2 (In the Senate - Filed February 21, 2019; March 1, 2019,
 1-3 read first time and referred to Committee on Water & Rural Affairs;
 1-4 April 11, 2019, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 4, Nays 3; April 11, 2019,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11		X		
1-12		X		
1-13	X			
1-14		X		
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 970 By: Creighton

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the review and approval of contingent fee contracts for
 1-20 certain public agencies.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Chapter 140, Local Government Code, is amended
 1-23 by adding Section 140.012 to read as follows:

1-24 Sec. 140.012. CONTINGENT FEE CONTRACT APPROVAL REQUIRED FOR
 1-25 PUBLIC AGENCIES. (a) A public agency as defined by Section
 1-26 30.003, Water Code, may not enter into a contract described by
 1-27 Subchapter C, Chapter 2254, Government Code, without review and
 1-28 approval by the attorney general.

1-29 (b) This section does not apply to:

1-30 (1) a contingent fee contract to collect delinquent ad
 1-31 valorem taxes under Section 6.30, Tax Code, or Subchapter C,
 1-32 Chapter 33, Tax Code;

1-33 (2) a contingent fee contract to collect delinquent
 1-34 court fines and fees under Article 103.0031, Code of Criminal
 1-35 Procedure;

1-36 (3) a contingent fee contract to collect delinquent
 1-37 accounts receivable, including weed liens and paving liens, or
 1-38 other special assessments;

1-39 (4) a contingent fee contract for services rendered in
 1-40 connection with the issuance of a public security under Section
 1-41 1201.027, Government Code; or

1-42 (5) a type of contingent fee contract designated by
 1-43 the attorney general by rule based on the insignificance of the risk
 1-44 involved or the existence of statutory authority for the contract.

1-45 SECTION 2. Section 403.0305, Government Code, is repealed.

1-46 SECTION 3. The change in law made by this Act applies only
 1-47 to a contract submitted for review and approval on or after the
 1-48 effective date of this Act. A contract submitted before the
 1-49 effective date of this Act is governed by the law as it existed
 1-50 immediately before the effective date of this Act, and that law is
 1-51 continued in effect for that purpose.

1-52 SECTION 4. This Act takes effect immediately if it receives
 1-53 a vote of two-thirds of all the members elected to each house, as
 1-54 provided by Section 39, Article III, Texas Constitution. If this
 1-55 Act does not receive the vote necessary for immediate effect, this
 1-56 Act takes effect September 1, 2019.

1-57 * * * * *