

By: Lucio

S.B. No. 2357

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to issues affecting counties and other political  
3 subdivisions of the state.

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

5 SECTION 1. Sections 418.005(a), (b), (c), and (e),  
6 Government Code, are amended to read as follows:

7 (a) This section applies only to:

8 (1) an elected law enforcement officer or county  
9 judge, or an appointed public officer of the state or of a political  
10 subdivision, who has management or supervisory responsibilities  
11 and:

12 (A) [~~(1)~~] whose position description, job  
13 duties, or assignment includes emergency management  
14 responsibilities; or

15 (B) [~~(2)~~] who plays a role in emergency  
16 preparedness, response, or recovery; and

17 (2) an emergency management coordinator designated  
18 under Section 418.1015(c) by the emergency management director of a  
19 county with a population of 500,000 or more.

20 (b) Each person described by Subsection (a) shall complete a  
21 course of training provided or approved by the division of not less  
22 than three hours regarding the responsibilities of state and local  
23 governments under this chapter not later than the 180th day after  
24 the date the person:

1           (1) takes the oath of office, if the person is required  
2 to take an oath of office to assume the person's duties as a public  
3 officer; ~~[or]~~

4           (2) otherwise assumes responsibilities as a public  
5 officer, if the person is not required to take an oath of office to  
6 assume the person's duties; or

7           (3) is designated as an emergency management  
8 coordinator under Section 418.1015(c).

9           (c) The division shall develop and provide a training course  
10 related to the emergency management responsibilities of  
11 state-level officers and a training course related to the emergency  
12 management responsibilities of officers and emergency management  
13 coordinators of political subdivisions. The division shall ensure  
14 that the training courses satisfy the requirements of Subsection  
15 (b).

16           (e) The division or other entity providing the training  
17 shall provide a certificate of course completion to a person  
18 ~~[public officers]~~ who completes ~~[complete]~~ the training required by  
19 this section. A person ~~[public officer]~~ who completes the training  
20 required by this section shall maintain and make available for  
21 public inspection the record of the person's ~~[public officer's]~~  
22 completion of the training.

23           SECTION 2. Section 418.102, Government Code, is amended by  
24 adding Subsection (a-1) to read as follows:

25           (a-1) An emergency management program required by  
26 Subsection (a) and maintained by a county, or in which a county  
27 participates, must provide for catastrophic debris management.

1 SECTION 3. Section 245.007(a), Local Government Code, is  
2 amended to read as follows:

3 (a) This section applies only to a building or facility that  
4 is owned by a county with a population of 2.3 [~~3.3~~] million or more  
5 and is located within the boundaries of another political  
6 subdivision.

7 SECTION 4. Section 262.0225, Local Government Code, is  
8 amended by amending Subsection (c) and adding Subsection (c-1) to  
9 read as follows:

10 (c) A county may receive bids or proposals under this  
11 subchapter in hard-copy format or through electronic transmission.  
12 Except as provided by Subsection (c-1), a [A] county shall accept  
13 any bids or proposals submitted in hard-copy format.

14 (c-1) A commissioners court of a county may by order require  
15 submission of bids or proposals under this subchapter through  
16 electronic transmission.

17 SECTION 5. Section 387.003(a-1), Local Government Code, is  
18 amended to read as follows:

19 (a-1) A district may perform inside or outside [~~the~~  
20 ~~following functions in~~] the district a function that benefits the  
21 district and that the county is authorized to perform, including:

22 (1) the construction, maintenance, or improvement of  
23 roads or highways;

24 (2) the provision of law enforcement and detention  
25 services;

26 (3) the maintenance or improvement of libraries,  
27 museums, parks, or other recreational facilities;

1           (4) the provision of services that benefit the public  
2 health or welfare, including the provision of firefighting and fire  
3 prevention services; or

4           (5) the promotion of economic development and tourism.

5           SECTION 6. Section 391.0095(e), Local Government Code, is  
6 amended to read as follows:

7           (e) A commission shall send to the governor, the state  
8 auditor, [~~the comptroller,~~] and the Legislative Budget Board a copy  
9 of each report and audit required under this section or under  
10 Section 391.009. The state auditor may review each audit and  
11 report, subject to a risk assessment performed by the state auditor  
12 and to the legislative audit committee's approval of including the  
13 review in the audit plan under Section 321.013, Government Code. If  
14 the state auditor reviews the audit or report, the state auditor  
15 must be given access to working papers and other supporting  
16 documentation that the state auditor determines is necessary to  
17 perform the review. If the state auditor finds significant issues  
18 involving the administration or operation of a commission or its  
19 programs, the state auditor shall report its findings and related  
20 recommendations to the legislative audit committee, the governor,  
21 and the commission. The governor and the legislative audit  
22 committee may direct the commission to prepare a corrective action  
23 plan or other response to the state auditor's findings or  
24 recommendations. The legislative audit committee may direct the  
25 state auditor to perform any additional audit or investigative work  
26 that the committee determines is necessary.

27           SECTION 7. Not later than March 1, 2020, each person who is

1 required to complete a course of training under Section [418.005](#),  
2 Government Code, as amended by this Act, must complete the  
3 training.

4 SECTION 8. This Act takes effect September 1, 2019.