

SENATE AMENDMENTS

2nd Printing

By: Morrison, Zerwas, Hunter, Huberty,
Phelan, et al.

H.B. No. 6

A BILL TO BE ENTITLED

1 AN ACT
2 relating to developing a disaster recovery task force to assist
3 with long-term disaster recovery.

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

5 SECTION 1. Subchapter C, Chapter 418, Government Code, is
6 amended by adding Section 418.054 to read as follows:

7 Sec. 418.054. DISASTER RECOVERY TASK FORCE. (a) The
8 division shall develop a disaster recovery task force to operate
9 throughout the long-term recovery period following natural and
10 man-made disasters by providing specialized assistance for
11 communities and individuals to address financial issues, available
12 federal assistance programs, and recovery and resiliency planning
13 to speed recovery efforts at the local level.

14 (b) The disaster recovery task force may include and use the
15 resources of:

16 (1) any appropriate state agencies, including
17 institutions of higher education; and

18 (2) organized volunteer groups.

19 (c) The disaster recovery task force shall develop
20 procedures for preparing and issuing a report listing each project
21 related to a disaster that qualifies for federal assistance. A
22 report must be submitted to the appropriate federal agencies as
23 soon as practicable after any disaster.

24 (d) Once each quarter, the disaster recovery task force

1 shall brief members of the legislature, legislative staff, and
2 state agency personnel on the response and recovery efforts for
3 previous disasters and any preparation or planning for potential
4 future hazards, threats, or disasters.

5 SECTION 2. This Act takes effect September 1, 2019.

ADOPTED
ADOPTED
MAY 22 2015
Secretary of the Senate
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY: L. W. Kell

1 Amend H.B. 6 (senate committee printing) by adding the
2 following appropriately numbered SECTION to the bill and
3 renumbering subsequent SECTIONS of the bill accordingly:
4 SECTION _____. The Texas Division of Emergency Management is
5 required to implement a provision of this Act only if the
6 legislature appropriates money specifically for that purpose. If
7 the legislature does not appropriate money specifically for that
8 purpose, the division may, but is not required to, implement a
9 provision of this Act using other appropriations available for
10 that purpose.

ADOPTED

V V
MAY 22 2019

FLOOR AMENDMENT NO. 2

Henry Jones
Secretary of the Senate

BY: *Lucas*

1 Amend HB. No. 6 by adding the following appropriately
2 numbered SECTIONS to the bill and renumbering subsequent SECTIONS
3 of the bill accordingly:

4 SECTION _____. Section 418.102, Government Code, is amended by
5 adding Subsection (a-1) to read as follows:

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

9 SECTION _____. Not later than January 1, 2020, each county
10 shall provide for catastrophic debris management in the county's
11 emergency management program or in a program in which the county
12 participates as required by Section 418.102(a-1), Government Code,
13 as added by this Act.

ADOPTED

FLOOR AMENDMENT NO. 3

MAY 22 2019

BY:

Lucio

Henry Spaul
Secretary of the Senate

1 Amend H.B. No. 6 by adding the following appropriately
2 numbered SECTIONS to the bill and renumbering the SECTIONS of the
3 bill accordingly:

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

6 (a) This section applies only to:

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

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

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

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

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

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

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

29 (3) is designated as an emergency management

1 coordinator under Section 418.1015(c).

2 (c) The division shall develop and provide a training course
3 related to the emergency management responsibilities of state-
4 level officers and a training course related to the emergency
5 management responsibilities of officers and emergency management
6 coordinators of political subdivisions. The division shall ensure
7 that the training courses satisfy the requirements of Subsection
8 (b).

9 (e) The division or other entity providing the training
10 shall provide a certificate of course completion to a person
11 [~~public officers~~] who completes [~~complete~~] the training required
12 by this section. A person [~~public officer~~] who completes the
13 training required by this section shall maintain and make available
14 for public inspection the record of the person's [~~public officer's~~]
15 completion of the training.

16 SECTION _____. Not later than March 1, 2020, each person who
17 is required to complete a course of training under Section 418.005,
18 Government Code, as amended by this Act, must complete the
19 training.

ADOPTED

MAY 22 2019

Henry Spaul
Secretary of the Senate

FLOOR AMENDMENT NO. 4

BY: *Edie Lucio, Jr.*

1 Amend H.B. No. 6 by adding the following appropriately
2 numbered SECTIONS to the bill and renumbering the SECTIONS of the
3 bill accordingly:

4 SECTION _____. Section 33.604, Natural Resources Code, is
5 amended by adding Subsection (b-1) to read as follows:

6 (b-1) In addition to the money described by Subsection (b),
7 the account consists of money transferred to the account under
8 Section 156.252, Tax Code. This subsection expires September 1,
9 2031.

10 SECTION _____. Subchapter F, Chapter 156, Tax Code, is
11 amended by adding Section 156.252 to read as follows:

12 Sec. 156.252. TEMPORARY ALLOCATION OF CERTAIN REVENUE TO
13 BENEFIT COASTAL COUNTIES. (a) In this section, "coastal county"
14 means any county adjacent to:

15 (1) the Gulf of Mexico; or

16 (2) Corpus Christi Bay.

17 (b) Beginning with the state fiscal year beginning
18 September 1, 2021, and except as provided by Subsection (d), the
19 comptroller shall, not later than September 30 of each state fiscal
20 year:

21 (1) compute the amount of revenue derived from the
22 collection of taxes imposed under this chapter at a rate of two
23 percent and received from hotels located in coastal counties during
24 the preceding state fiscal year; and

25 (2) transfer that amount to the coastal erosion
26 response account created under Section 33.604, Natural Resources
27 Code.

28 (c) Revenue transferred under this section may be
29 appropriated only to the General Land Office for a purpose

1 consistent with Subchapter H, Chapter 33, Natural Resources Code,
2 that benefits a coastal county.

3 (d) Revenue derived from the collection of taxes under this
4 chapter that is placed in a suspense account under Section
5 151.429(h) or under Section 2303.5055(f), Government Code, is
6 excluded from the computation required by Subsection (b)(1).

7 (e) This section expires September 1, 2031.

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 23, 2019

TO: Honorable Dennis Bonnen, Speaker of the House, House of Representatives

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB6 by Morrison (Relating to developing a disaster recovery task force to assist with long-term disaster recovery.), **As Passed 2nd House**

Estimated Two-year Net Impact to General Revenue Related Funds for HB6, As Passed 2nd House: a negative impact of (\$10,406,830) through the biennium ending August 31, 2021.

The Comptroller of Public Accounts is required to implement a provision of this Act only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the Comptroller may, but is not required to, implement a provision of this Act using other appropriations available for that purpose.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2020	(\$5,789,350)
2021	(\$4,617,480)
2022	(\$21,535,970)
2023	(\$23,457,690)
2024	(\$23,175,970)

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from General Revenue Fund 1	Probable Revenue Gain/(Loss) from General Revenue Fund 1	Probable Revenue Gain/(Loss) from New General Revenue Dedicated Account for Coastal Erosion Response	Change in Number of State Employees from FY 2019
2020	(\$5,789,350)	\$0		28.2
2021	(\$4,617,480)	\$0	\$0	28.2
2022	(\$3,865,970)	(\$17,670,000)	\$17,670,000	28.2
2023	(\$4,977,690)	(\$18,480,000)	\$18,480,000	28.2
2024	(\$3,865,970)	(\$19,310,000)	\$19,310,000	28.2

Fiscal Analysis

The bill would amend statute to require the Texas Division of Emergency Management (TDEM) to establish a recovery task force that would provide specialized assistance for communities and individuals to address financial issues, available federal assistance programs, and recovery and resiliency planning to speed recovery efforts at the local level.

The bill would amend the Government Code to extend certain statutorily required training to emergency management coordinators in certain counties.

The bill would amend the Government Code to require that certain emergency management programs associated with counties must provide for catastrophic debris management by January 1, 2020.

The bill would amend the Natural Resources and Tax Codes to allocate a share of state hotel occupancy taxes collected in certain coastal counties to a General Revenue-Dedicated coastal erosion response account, beginning with the state fiscal year beginning September 1, 2021. The bill would make the allocated tax revenue subject only to appropriation to the General Land Office for certain coastal management program purposes that benefit a coastal county. The bill would make these provisions expire September 1, 2031.

Note: This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either in, with, or outside of the Treasury, or create a dedicated revenue source. Legislative policy, implemented as Government Code 403.095, consolidated special funds (except those affected by constitutional, federal, or other restrictions) into the General Revenue Fund as of August 31, 1993 and eliminated all applicable statutory revenue dedications as of August 31, 1995. Each subsequent Legislature has reviewed bills that affect funds consolidation. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature.

Methodology

TDEM previously provided information for an exceptional item for the disaster recovery task force, which is included in the bill. Using this information from TDEM, it was determined that the provision in the bill for the disaster recovery task force would cost \$10,406,830 and require 28.2 Full-time Equivalent positions.

The bill's definition of coastal counties would include Cameron, Willacy, Kenedy, Kleberg, Nueces, Aransas, San Patricio, Calhoun, Matagorda, Brazoria, Galveston, Chambers and Jefferson

counties. The Comptroller of Public Accounts, beginning with the state fiscal year beginning September 1, 2021 and not later than September 30 of each state fiscal year, would allocate annually to those coastal counties an amount equal to two percent of the taxable receipts subject to the state's hotel occupancy tax in those counties to the General Revenue-Dedicated coastal erosion response account. Any revenue derived from hotel occupancy taxes under Chapter 156 of the Tax Code that is placed in a suspense account under Section 151.429(h) (sales tax and use tax rebate for qualified hotel projects) or Section 2303.5055(f) of the Government Code (tax rebates from qualified hotel projects) would be excluded from this computation.

The transfer of state hotel tax revenue, assumed to commence in fiscal year 2022, would be a loss to General Revenue Funds and an equivalent gain to a dedicated account for coastal erosion response. The coastal erosion response account currently is inactive. The estimated amounts were determined by calculating two percent of the state hotel tax revenue collected from the coastal counties in fiscal year 2018, extrapolated through 2024 at the annual growth rates assumed for hotel occupancy tax revenue in the 2020-21 Biennial Revenue Estimate.

It is assumed the remaining provisions of the bill can be absorbed within existing agency resources.

Local Government Impact

With regard to provisions of the bill relating to developing a disaster recovery task force to assist with long-term disaster recovery, the Texas Association of Counties anticipates the bill would provide long-term benefits to counties affected by future disasters, but the extent of the benefit to specific counties cannot be determined at this time.

Relating to provisions of the bill that would require that certain emergency management programs associated with counties must provide for catastrophic debris management, Polk County estimates a cost of \$30,000 to hire a consultant to assist the county with implementation and Harris County does not anticipate a significant fiscal impact to the county.

Source Agencies: 304 Comptroller of Public Accounts, 305 General Land Office and Veterans' Land Board, 405 Department of Public Safety, 710 Texas A&M University System Administrative and General Offices

LBB Staff: WP, AF, SZ, LBO, AI, SMi

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 18, 2019

TO: Honorable Charles Perry, Chair, Senate Committee on Water & Rural Affairs

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
 Legislative Budget Board

IN RE: HB6 by Morrison (Relating to developing a disaster recovery task force to assist with long-term disaster recovery.), **As Engrossed**

Estimated Two-year Net Impact to General Revenue Related Funds for HB6, As Engrossed: a negative impact of (\$10,406,830) through the biennium ending August 31, 2021.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2020	(\$5,789,350)
2021	(\$4,617,480)
2022	(\$3,865,970)
2023	(\$4,977,690)
2024	(\$3,865,970)

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1	Change in Number of State Employees from FY 2019
2020	(\$5,789,350)	28.2
2021	(\$4,617,480)	28.2
2022	(\$3,865,970)	28.2
2023	(\$4,977,690)	28.2
2024	(\$3,865,970)	28.2

Fiscal Analysis

The bill would amend statute to require the Texas Division of Emergency Management (TDEM) to establish a recovery task force that would provide specialized assistance for communities and individuals to address financial issues, available federal assistance programs, and recovery and resiliency planning to speed recovery efforts at the local level.

Methodology

TDEM previously provided information for an exceptional item for the disaster recovery task force, which is included in the bill. Using this information from TDEM, it was determined that the provision in the bill for the disaster recovery task force would cost \$10,406,830 and require 28.2 Full-time Equivalent positions.

Local Government Impact

According to the Texas Association of Counties, the bill would provide long-term benefits to counties affected by future disasters, but the extent of the benefit to specific counties cannot be determined at this time.

Source Agencies: 405 Department of Public Safety, 710 Texas A&M University System
Administrative and General Offices

LBB Staff: WP, SZ, LBO, AI, SMi

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 3, 2019

TO: Honorable Poncho Nevárez, Chair, House Committee on Homeland Security & Public Safety

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB6 by Morrison (relating to developing a disaster recovery task force to assist with long-term disaster recovery.), **Committee Report 1st House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for HB6, Committee Report 1st House, Substituted: a negative impact of (\$10,406,830) through the biennium ending August 31, 2021.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2020	(\$5,789,350)
2021	(\$4,617,480)
2022	(\$3,865,970)
2023	(\$4,977,690)
2024	(\$3,865,970)

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1	Change in Number of State Employees from FY 2019
2020	(\$5,789,350)	28.2
2021	(\$4,617,480)	28.2
2022	(\$3,865,970)	28.2
2023	(\$4,977,690)	28.2
2024	(\$3,865,970)	28.2

Fiscal Analysis

The bill would amend statute to require the Texas Division of Emergency Management (TDEM) to

establish a recovery task force that would provide specialized assistance for communities and individuals to address financial issues, available federal assistance programs, and recovery and resiliency planning to speed recovery efforts at the local level.

Methodology

TDEM previously provided information for an exceptional item for the disaster recovery task force, which is included in the bill. Using this information from TDEM, it was determined that the provision in the bill for the disaster recovery task force would cost \$10,406,830 and require 28.2 Full-time Equivalent positions.

Local Government Impact

According to the Texas Association of Counties, the bill would provide long-term benefits to counties affected by future disasters, but the extent of the benefit to specific counties cannot be determined at this time.

Source Agencies: 405 Department of Public Safety, 710 Texas A&M University System
Administrative and General Offices

LBB Staff: WP, LBO, AI, SMi

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

March 19, 2019

TO: Honorable Poncho Nevárez, Chair, House Committee on Homeland Security & Public Safety

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
 Legislative Budget Board

IN RE: HB6 by Morrison (Relating to developing a disaster recovery task force to assist with long-term disaster recovery.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB6, As Introduced: a negative impact of (\$10,406,830) through the biennium ending August 31, 2021.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2020	(\$5,789,350)
2021	(\$4,617,480)
2022	(\$3,865,970)
2023	(\$4,977,690)
2024	(\$3,865,970)

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1	Change in Number of State Employees from FY 2019
2020	(\$5,789,350)	28.2
2021	(\$4,617,480)	28.2
2022	(\$3,865,970)	28.2
2023	(\$4,977,690)	28.2
2024	(\$3,865,970)	28.2

Fiscal Analysis

The bill would amend statute to require the Texas Division of Emergency Management (TDEM) to establish a recovery task force that would provide specialized assistance for communities and

individuals to address financial issues, available federal assistance programs, and recovery and resiliency planning to speed recovery efforts at the local level.

Methodology

TDEM previously provided information for an exceptional item for the disaster recovery task force, which is included in the bill. Using this information from TDEM, it was determined that the provision in the bill for the disaster recovery task force would cost \$10,406,830 and require 28.2 Full-time Equivalent positions.

Local Government Impact

According to the Texas Association of Counties, the bill would provide long-term benefits to counties affected by future disasters, but the extent of the benefit to specific counties cannot be determined at this time.

Source Agencies: 405 Department of Public Safety, 710 Texas A&M University System
Administrative and General Offices

LBB Staff: WP, LBO, AI, SMi