

By: Jetton

H.B. No. 1154

A BILL TO BE ENTITLED

1 AN ACT
2 Relating to the requirement that certain political subdivisions
3 cause certain information to be posted on an Internet website.

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

5 SECTION 1. Section [403.0241\(c\)](#), Government Code, is amended
6 to read as follows:

7 (c) For each special purpose district described by
8 Subsection (b), the database must include:

9 (1) the name of the special purpose district;

10 (2) the name of each board member of the special
11 purpose district;

12 (3) contact information for the main office of the
13 special purpose district, including the physical address, the
14 mailing address, and the main telephone number;

15 (4) if the special purpose district employs a person
16 as a general manager or executive director, or in another position
17 to perform duties or functions comparable to those of a general
18 manager or executive director, the name of the employee;

19 (5) if the special purpose district contracts with a
20 utility operator, contact information for a person representing the
21 utility operator, including a mailing address and a telephone
22 number;

23 (6) if the special purpose district contracts with a
24 tax assessor-collector, contact information for a person

1 representing the tax assessor-collector, including a mailing
2 address and telephone number;

3 (7) the address of the special purpose district's
4 Internet website [~~address~~ if the district maintains an Internet
5 website or the Internet website or websites used by the district to
6 comply with Section 2051.153, Government Code, and Section 26.18,
7 Tax Code, if the district does not maintain an Internet website, if
8 any;

9 (8) the information the special purpose district is
10 required to report under Section 140.008(b) or (g), Local
11 Government Code, including any revenue obligations;

12 (9) the total amount of bonds authorized by the voters
13 of the special purpose district that are payable wholly or partly
14 from ad valorem taxes, excluding refunding bonds if refunding bonds
15 were separately authorized and excluding contract revenue bonds;

16 (10) the aggregate initial principal amount of all
17 bonds issued by the special purpose district that are payable
18 wholly or partly from ad valorem taxes, excluding refunding bonds
19 and contract revenue bonds;

20 (11) the rate of any sales and use tax the special
21 purpose district imposes; [~~and~~]

22 (12) for a special purpose district that imposes an ad
23 valorem tax:

24 (A) the ad valorem tax rate for the most recent
25 tax year if the district is a district as defined by Section 49.001,
26 Water Code; or

27 (B) the table of ad valorem tax rates for the most

1 recent tax year described by Section 26.16, Tax Code, in the form
2 required by that section, if the district is not a district as
3 defined by Section 49.001, Water Code; and

4 (13) a link to the Internet website described by
5 Section 49.062(g), Water Code, with a plain-language description of
6 how a resident may petition to require that board meetings of
7 certain special purpose districts be held not further than 10 miles
8 from the boundary of the district.

9 SECTION 2. Section 551.1283, Government Code, is amended by
10 adding subsection (d) to read as follows:

11 (d) A district shall provide links to Internet websites used
12 by the district to comply with Section 2051.153, Government Code,
13 and Section 26.18, Tax Code, on the district's Internet website if
14 the district maintains an Internet website.

15 SECTION 3. Subchapter E, Chapter 2051, Government Code, is
16 amended by adding Section 2051.153 to read as follows:

17 Sec. 2051.153. FINANCIAL AND OPERATING INFORMATION OF
18 SPECIAL PURPOSE DISTRICTS. (a) In this section, "special purpose
19 district" means a political subdivision of this state with
20 geographic boundaries that define the subdivision's territorial
21 jurisdiction. The term does not include a municipality, county,
22 junior college district, independent school district, or political
23 subdivision with statewide jurisdiction.

24 (b) This section applies only to a special purpose district
25 that:

26 (1) is authorized by the state by a general or special
27 law to impose an ad valorem tax;

1 (2) during the most recent fiscal year imposed an ad
2 valorem tax;

3 (3) during the most recent fiscal year:

4 (A) had bonds outstanding;

5 (B) had gross receipts from operations, loans,
6 taxes, or contributions in excess of \$250,000; or

7 (C) had cash and temporary investments in excess
8 of \$250,000; and

9 (4) at the beginning of the most recent fiscal year,
10 had a population of 500 or more people, as determined by the
11 governing body of the special purpose district.

12 (c) This section prevails over Sections [2051.151](#) and
13 [2051.152](#).

14 (d) A special purpose district shall post or cause to be
15 posted on an Internet website the following information, if
16 applicable:

17 (1) the name of the special purpose district;

18 (2) the name of each member of the governing body of
19 the special purpose district;

20 (3) the term of office for each member of the governing
21 body of the special purpose district;

22 (4) contact information for the main office of the
23 special purpose district, including the physical address, the
24 mailing address, and the telephone number;

25 (5) if the special purpose district employs a person
26 as a general manager or executive director, or in another position
27 to perform duties or functions comparable to those of a general

- 1 manager or executive director, the name of the employee;
2 (6) if the special purpose district contracts with a
3 utility operator, contact information for a person representing the
4 utility operator, including a mailing address and the telephone
5 number;
6 (7) if the special purpose district contracts with a
7 tax assessor-collector, contact information for a person
8 representing the tax assessor-collector, including a mailing
9 address and the telephone number;
10 (8) the rate of the ad valorem tax of the special
11 purpose district;
12 (9) the rate of the sales and use tax of the special
13 purpose district, if the special purpose district imposes a sales
14 and use tax;
15 (10) any notice of tax hearing required to be given
16 pursuant to Chapter 26, Tax Code, or Section 49.236, Water Code;
17 (11) the regular location or locations of meetings of
18 the governing body of the special purpose district and the regular
19 schedule of meetings, if there is a regular schedule;
20 (12) a link to the Internet website described by
21 Section 49.062(g), Water Code;
22 (13) each notice of a meeting of the governing body of
23 the special purpose district under Subchapter C, Chapter 551, for
24 meetings conducted in the immediately prior and current calendar
25 years;
26 (14) the minutes of a public meeting of the governing
27 body of the special purpose district under Section 551.021 for

1 meetings conducted in the immediately prior and current calendar
2 years; and

3 (15) the most recent financial audit of the special
4 purpose district.

5 (e) A special purpose district may satisfy all or part of
6 the requirements of this section by linking or referencing to
7 another Internet website to the extent information required to be
8 posted is posted on such other Internet website.

9 SECTION 4. Section 49.0631, Water Code, is amended to read
10 as follows:

11 Sec. 49.0631. [~~MEETING~~] INFORMATION ON WATER BILL. A
12 district providing potable water or sewer service shall as a part of
13 the district's billing process include on a district's bill to a
14 customer the following statement: "For more information about the
15 district, including information about the district's board and
16 board meetings, please go to the Comptroller's Special Purpose
17 District Public Information Database or (district's Internet
18 website if the district maintains an Internet website or Internet
19 website or websites used by the district to comply with Section
20 2051.153, Government Code, and Section 26.18, Tax Code, if the
21 district does not maintain an Internet website)." The statement may
22 be altered to provide the current Internet website address of
23 [~~either~~] the database created under Section 403.0241, Government
24 Code, [~~or~~] the district, or website or websites used by the district
25 to comply with Section 2051.153, Government Code, and Section
26 26.18, Tax Code.

27 SECTION 5. Sections 2051.153(d)(13) and (14), Government

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1 Code, as added by this Act, apply only to a meeting held on or after
2 the effective date of this Act.

3 SECTION 6. This Act takes effect September 1, 2021.