

By: Schofield

H.B. No. 445

A BILL TO BE ENTITLED

AN ACT

relating to the specified use of bond proceeds by a county or municipality.

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

SECTION 1. Subchapter A, Chapter 1251, Government Code, is amended by adding Section 1251.002 to read as follows:

Sec. 1251.002. SPECIFIED USE OF BOND PROCEEDS. (a) The ballot for a bond election must state with specificity:

(1) each project to be funded through the bond proceeds; and

(2) the amount of bond proceeds to be spent on each project.

(b) A county or municipality may not:

(1) spend an amount of the bond proceeds on a project that is greater than the amount stated on the ballot for the project; or

(2) transfer bond proceeds from one project to another, regardless of whether the projects were approved at the same election.

(c) An individual who votes in the bond election has standing to bring an action in district court for injunctive relief against the county or municipality that held the election for a violation of this section regardless of whether the individual is directly or indirectly injured by the violation.

1 SECTION 2. Section 1251.002, Government Code, as added by
2 this Act, applies only to a bond election ordered on or after the
3 effective date of this Act. A bond election ordered before the
4 effective date of this Act is governed by the law in effect when the
5 bond election was ordered, and the former law is continued in effect
6 for that purpose.

7 SECTION 3. This Act takes effect September 1, 2023.