

By: Slawson

H.B. No. 880

A BILL TO BE ENTITLED

AN ACT

relating to responsibility for law enforcement and security services within the Capitol Complex.

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

SECTION 1. This Act may be cited as the Texas Capitol Public Safety Protection Act.

SECTION 2. Section 411.061(a), Government Code, is amended to read as follows:

(a) In this subchapter, "Capitol Complex" means: ~~the following property that is located in Austin, Texas, to the extent the property is owned by or under the control of the state:~~

(1) all property, public and private, that is located within the corporate boundaries of Austin, Texas; and

(2) other locations under the jurisdiction of the capitol police district as may be approved by the director.

~~(1) the area bounded on the north by the inside curb of Martin Luther King, Jr., Boulevard, on the east by the outside curb of Trinity Street, on the south by the outside curb of 10th Street, and on the west by the outside curb of Lavaca Street,~~

~~(2) the William P. Clements State Office Building located at 300 West 15th Street, and~~

~~(3) other locations under the jurisdiction of the capitol police district as may be approved by the director.~~

SECTION 3. Section 411.062(a), Government Code, is amended

1 to read as follows:

2 (a) The department has primary responsibility for law
3 enforcement and security services within the boundaries of ~~on~~ the
4 Capitol Complex.

5 SECTION 4. Section 411.062(d-1), Government Code, is
6 amended to read as follows:

7 (d-1) The director shall adopt rules governing the use of
8 unmanned aircraft in the Capitol Complex. The rules adopted under
9 this subsection may:

10 (1) prohibit the use of unmanned aircraft in
11 designated areas of the Capitol Complex; or

12 (2) authorize limited use of unmanned aircraft in
13 designated areas of the Capitol Complex.

14 SECTION 5. Section 411.062(f), Government Code, is amended
15 by amending subsection (f) and adding subsection (f-1) to read as
16 follows:

17 (f) Not later than 90 days after the effective date of this
18 Act, ~~t~~The department and the City of Austin shall execute an
19 interlocal cooperation agreement that defines the respective
20 responsibilities of the department and the city for traffic and
21 parking enforcement, public safety, and general law enforcement
22 ~~security~~ in the Capitol Complex, including private property within
23 the boundaries of the complex. The city shall exercise
24 responsibilities designated to it by the agreement under the
25 authority and supervision of the department.

26 (f-1) The interlocal cooperation agreement must include a
27 formula for calculating the annual cost of law enforcement and

1 public safety services provided by the department to the city.
2 Within 30 business days of the conclusion of the state fiscal year,
3 the department shall notify the comptroller of the cost of law
4 enforcement and public safety services provided by the department
5 to the city for that fiscal year. The comptroller shall deduct the
6 amount reported to the comptroller from the city's share of taxes
7 collected by the comptroller under Chapter 321, Tax Code, and
8 credit that deducted amount to the state general revenue fund.

9 SECTION 6. Subchapter F, Chapter 321, Tax Code, is amended
10 by adding Section 321.511 to read as follows:

11 Sec. 321.511. DEDUCTION OF TRUST FUNDS FOR PUBLIC SAFETY
12 AND LAW ENFORCEMENT WITHIN THE CAPITOL COMPLEX. (a) In this section
13 "Capitol Complex" has the meaning assigned by Section 411.061(a),
14 Government Code.

15 (b) Notwithstanding Section 321.502, upon receipt of
16 notification from the Department of Public Safety of the cost of
17 public safety and law enforcement services rendered by the
18 department to the City of Austin under Chapter 411, Subchapter E,
19 Government Code, the comptroller shall deduct the amount reported
20 from the city's share of the taxes collected by the comptroller
21 under this subchapter during the state fiscal year and credit that
22 deducted amount to the state general revenue fund. Money credited
23 to the general revenue fund under this subsection may be
24 appropriated only to the Department of Public Safety.

25 SECTION 7. This Act takes effect immediately if it receives
26 a vote of two-thirds of all the members elected to each house, as
27 provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2023.