

1-1 By: Huffman S.B. No. 330
1-2 (In the Senate - Filed November 13, 2024; February 3, 2025,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 April 16, 2025, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; April 16, 2025, sent to printer.)

1-6	COMMITTEE VOTE			
1-7		Yea	Nay	Absent
1-8	Flores	X		PNV
1-9	Parker	X		
1-10	Hagenbuch	X		
1-11	Hinojosa of Hidalgo	X		
1-12	Huffman	X		
1-13	King	X		
1-14	Miles	X		

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to an election to approve a reduction or reallocation of
1-18 funding or resources for certain county prosecutors' offices.
1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-20 SECTION 1. The heading to Chapter 120, Local Government
1-21 Code, is amended to read as follows:
1-22 CHAPTER 120. ELECTION FOR REDUCTION OF FUNDING OR RESOURCES FOR
1-23 CERTAIN PRIMARY LAW ENFORCEMENT AGENCIES AND PROSECUTORS' OFFICES
1-24 SECTION 2. Chapter 120, Local Government Code, is amended
1-25 by adding Section 120.0001 to read as follows:
1-26 Sec. 120.0001. DEFINITION. In this chapter, "prosecutor's
1-27 office" means the office of a district attorney, a criminal
1-28 district attorney, or a county attorney with criminal jurisdiction.
1-29 SECTION 3. Sections 120.002(a) and (c), Local Government
1-30 Code, are amended to read as follows:
1-31 (a) Except as provided by Section 120.003, a county shall
1-32 hold an election in accordance with this chapter if the county
1-33 adopts a budget for a fiscal year that, compared to the budget
1-34 adopted by the county for the preceding fiscal year:
1-35 (1) reduces for a law enforcement agency, excluding a
1-36 9-1-1 call center, with primary responsibility for policing,
1-37 criminal investigation, and answering calls for service or for a
1-38 prosecutor's office:
1-39 (A) for a fiscal year in which the overall amount
1-40 of the budget is equal to or greater than the amount for the
1-41 preceding fiscal year, the appropriation to the agency or office;
1-42 (B) for a fiscal year in which the overall amount
1-43 of the budget is less than the amount for the preceding fiscal year,
1-44 the appropriation to the agency or office as a percentage of the
1-45 total budget;
1-46 (C) as applicable:
1-47 (i) if the county has not declined in
1-48 population since the preceding fiscal year, the number of peace
1-49 officer positions, excluding detention officer positions; or
1-50 (ii) if the county has declined in
1-51 population since the preceding fiscal year, the number of peace
1-52 officer positions, excluding detention officer positions, the law
1-53 enforcement agency is authorized to employ per 1,000 county
1-54 residents; or
1-55 (D) the amount of funding per peace officer for
1-56 the recruitment and training of new peace officers to fill vacant
1-57 and new peace officer positions in the agency; or
1-58 (2) reallocates funding or resources to another law
1-59 enforcement agency or prosecutor's office.
1-60 (c) For purposes of this section, a county budget does not
1-61 include:

(1) a one-time extraordinary expense, as determined by the comptroller, that is outside the normal costs of operating a law enforcement agency or prosecutor's office, including purchasing a fleet of law enforcement vehicles or constructing an additional training academy;

(2) revenues used to repay voter-approved bonded indebtedness incurred for a law enforcement or prosecutorial purpose;

(3) detention officer compensation; or

(4) a donation or state or federal grant to the county's law enforcement agency or prosecutor's office.

SECTION 4. Section 120.007(c), Local Government Code, is amended to read as follows:

(c) Notwithstanding any other law, if the comptroller determines that a county implemented a proposed reduction or reallocation described by Section 120.002(a) without the required voter approval, the county may not adopt an ad valorem tax rate that exceeds the county's no-new-revenue tax rate until the earlier of:

(1) the date the comptroller issues a written determination that the county has, as applicable:

(A) reversed each funding reduction, adjusted for inflation, and personnel reduction that was a subject of the determination; or

(B) restored all reallocated funding and resources that were subjects of the determination to the original law enforcement agency or prosecutor's office; or

(2) the date on which each reduction and reallocation that was a subject of the determination has been approved in an election held in accordance with this chapter.

SECTION 5. This Act takes effect January 1, 2026.

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