

1 AN ACT

2 relating to the filing of a personal financial statement by a former
3 state officer whose successor has not qualified for office.

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

5 SECTION 1. Subchapter B, Chapter 572, Government Code, is
6 amended by adding Section 572.0211 to read as follows:

7 Sec. 572.0211. FILING BY HOLDOVER OFFICER NOT REQUIRED.

8 (a) An appointed officer who resigns from office and who ceases to
9 participate in the state agency's functions is not required to file
10 a financial statement that is due because of service in that office
11 after the effective date of the resignation.

12 (b) An appointed officer whose term of office expires and
13 who ceases to participate in the functions of the state agency is
14 not required to file a financial statement that is due because of
15 service in that office after the date the term of office expires.

16 (c) An appointed officer of a state agency that is abolished
17 or whose functions are transferred to another state agency is not
18 required to file a financial statement that is due because of
19 service after the date that the agency is abolished or the functions
20 of the agency are transferred.

21 (d) An appointed officer who resigns or whose term of office
22 expires who does not intend to participate in the functions of the
23 state agency shall deliver written notice of the officer's
24 intention to the governor and the commission.

1 SECTION 2. Section 572.021, Government Code, is amended to
2 read as follows:

3 Sec. 572.021. FINANCIAL STATEMENT REQUIRED. Except as
4 provided by Section 572.0211, a [A] state officer, a partisan or
5 independent candidate for an office as an elected officer, and a
6 party chairman shall file with the commission a verified financial
7 statement complying with Sections 572.022 through 572.0252.

8 SECTION 3. Section 572.0211, Government Code, as added by
9 this Act, applies to the filing of a financial statement by a former
10 appointed officer without regard to whether the officer resigned,
11 the officer's term expired, or the officer's state agency was
12 abolished or its duties moved to another state agency before, on, or
13 after the effective date of this Act.

14 SECTION 4. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2005.

David Swihurst

President of the Senate

Jim Caskie

Speaker of the House

I certify that H.B. No. 2511 was passed by the House on April 29, 2005, by the following vote: Yeas 140, Nays 0, 2 present, not voting.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 2511 was passed by the Senate on May 18, 2005, by the following vote: Yeas 30, Nays 0.

Ratay Spaw

Secretary of the Senate

APPROVED:

17 JUNE '05

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:20 AM O'CLOCK

Roger Williams
JUN 17 2005
Secretary of State