

Chapter 677

H.B. No. 229

1 AN ACT

2 relating to the disposition of certain surplus motor vehicles and
3 other law enforcement equipment by the Texas Facilities Commission.

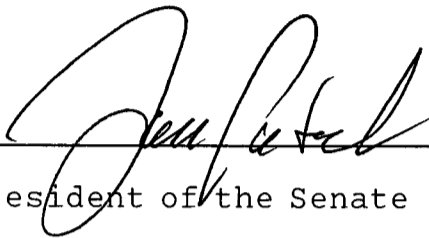
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter F, Chapter 2175, Government Code, is
6 amended by adding Section 2175.308 to read as follows:

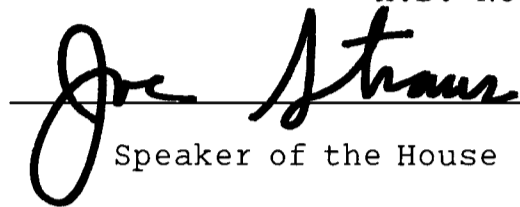
7 Sec. 2175.308. EXCEPTION FOR CERTAIN PROPERTY OF DEPARTMENT
8 OF PUBLIC SAFETY. (a) Notwithstanding any conflicting provision
9 of this chapter, if the commission determines that this state's
10 efforts to secure this state's international border and combat
11 transnational crime will sufficiently benefit from the donation of
12 the surplus motor vehicles and other law enforcement equipment of
13 the Department of Public Safety of the State of Texas to a municipal
14 or county law enforcement agency in an economically disadvantaged
15 area of this state, the commission may transfer the property to the
16 agency at a price or for other consideration agreed to by the
17 commission and the agency.

18 (b) A law enforcement agency that receives surplus property
19 under Subsection (a) may not sell the property before the second
20 anniversary of the date the property is received.

21 SECTION 2. This Act takes effect September 1, 2015.

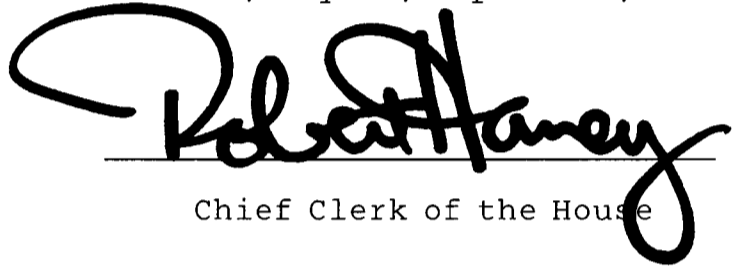


President of the Senate



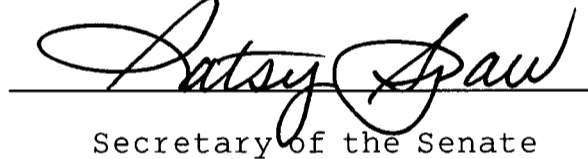
Speaker of the House

I certify that H.B. No. 229 was passed by the House on April 23, 2015, by the following vote: Yeas 140, Nays 0, 2 present, not voting.



Chief Clerk of the House

I certify that H.B. No. 229 was passed by the Senate on May 26, 2015, by the following vote: Yeas 31, Nays 0.



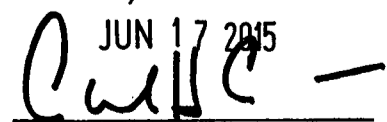
Secretary of the Senate

APPROVED: 6-10-2015
Date



Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:09 pm O'CLOCK

JUN 17 2015


Secretary of State

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 13, 2015

TO: Honorable Donna Campbell, Chair, Senate Committee on Veteran Affairs & Military Installations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB229 by Guillen (Relating to the disposition of certain surplus motor vehicles and other law enforcement equipment by the Texas Facilities Commission.), **As Engrossed**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Government Code to allow the Facilities Commission to transfer surplus motor vehicles and other surplus equipment of the Department of Public Safety to a municipal or county law enforcement agency in an economically disadvantaged area, for a price or other consideration, if it is determined that the transfer of property would benefit the efforts to secure the state's international border and combat transnational crime. The bill would also stipulate that a law enforcement agency receiving such property may not sell the property before the second anniversary of the date the property is received.

This analysis assumes that any costs associated with implementing the bill could be absorbed within existing resources. The bill would take effect September 1, 2015.

Local Government Impact

No significant fiscal implication to units of local government is anticipated. It is assumed that local law enforcement agencies would agree to a transfer at a price or for other consideration if sufficient funding was available.

Source Agencies: 303 Facilities Commission, 405 Department of Public Safety

LBB Staff: UP, FR, AI, JAW, ESi, KVe, KPe, RCa

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

March 26, 2015

TO: Honorable Larry Phillips, Chair, House Committee on Homeland Security & Public Safety

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB229** by Guillen (Relating to the disposition of certain surplus motor vehicles and other law enforcement equipment by the Texas Facilities Commission.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code to allow the Facilities Commission to transfer surplus motor vehicles and other surplus equipment of the Department of Public Safety to a municipal or county law enforcement agency in an economically disadvantaged area, for a price or other consideration, if it is determined that the transfer of property would benefit the efforts to secure the state's international border and combat transnational crime.

This analysis assumes that implementing the provisions of the bill could be absorbed within existing resources.

The bill would take effect September 1, 2015.

Local Government Impact

No significant fiscal implication to units of local government is anticipated. It is assumed that local law enforcement agencies would agree to a transfer at a price or for other consideration if sufficient funding was available.

Source Agencies: 303 Facilities Commission, 405 Department of Public Safety

LBB Staff: UP, ESi, AI, KVe, KPe, RCa

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

February 23, 2015

TO: Honorable Larry Phillips, Chair, House Committee on Homeland Security & Public Safety

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB229 by Guillen (Relating to the disposition of surplus motor vehicles and other law enforcement equipment by the Department of Public Safety of the State of Texas.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB229, As Introduced: a negative impact of (\$6,039,000) through the biennium ending August 31, 2017.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2016	(\$3,019,500)
2017	(\$3,019,500)
2018	(\$3,019,500)
2019	(\$3,019,500)
2020	(\$3,019,500)

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue (Loss) from <i>General Revenue Fund</i> 1	Probable Revenue Gain from <i>Appropriated Receipts</i> 666
2016	(\$3,019,500)	\$3,019,500
2017	(\$3,019,500)	\$3,019,500
2018	(\$3,019,500)	\$3,019,500
2019	(\$3,019,500)	\$3,019,500
2020	(\$3,019,500)	\$3,019,500

Fiscal Analysis

The bill exempts DPS from the provisions of Government Code, Chapter 2175, relating to surplus and salvage property. The bill would authorize the Department of Public Safety (DPS) to dispose of surplus vehicles and equipment through certain direct transfers to a municipal or county law enforcement agency.

Methodology

According to DPS, currently, 75 percent of revenues from sales of surplus motor vehicles and other law enforcement equipment is deposited into the General Revenue Fund. DPS is appropriated the remaining 25 percent as Appropriated Receipts. DPS estimates this 75 percent amount deposited to the General Revenue Fund to be \$3,019,500 per fiscal year (\$4,026,000 in total sales x 0.75).

Since the bill exempts DPS from the provisions of Government Code, Chapter 2175, including Section 2175.191, which provides for the deposit of revenues from the sale of surplus property into the General Revenue Fund, this analysis assumes the bill would authorize DPS to keep all revenues from sales of surplus motor vehicles and certain other law enforcement equipment as Appropriated Receipts. Correspondingly, deposits to the General Revenue Fund from these sales revenues would cease, resulting in an estimated loss to the General Revenue Fund of \$3,019,500 per fiscal year.

It is assumed implementing the provisions of the bill could be absorbed within existing agency resources.

Technology

No significant fiscal implication pertaining to technology is anticipated.

Local Government Impact

No significant fiscal implication to units of local government is anticipated. It is assumed that local law enforcement agencies would agree to a transfer at a price or for other consideration if sufficient funding was available.

Source Agencies: 405 Department of Public Safety

LBB Staff: UP, ESi, AI, JAW, KVe