

CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

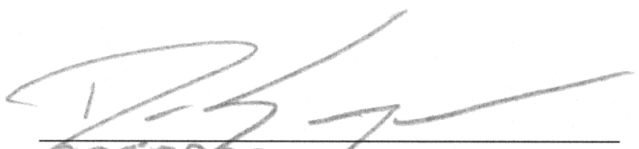
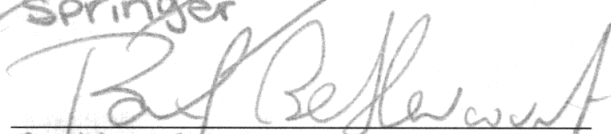
5/27/23
Date

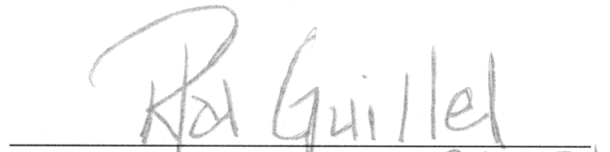
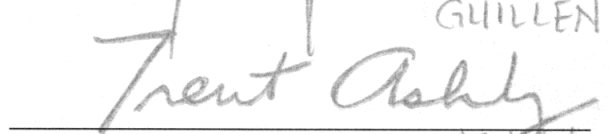
Honorable Dan Patrick
President of the Senate

Honorable Dade Phelan
Speaker of the House of Representatives

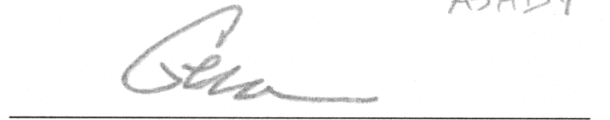
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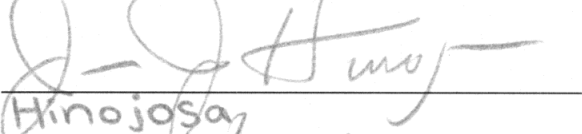
We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on SB22 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

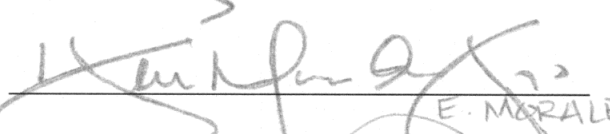

Springer

Bettencourt

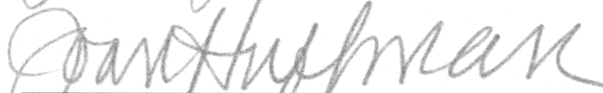

Guillen
GUILLEN

Ashby
ASHBY


Campbell


Geren
GEREN


Hinojosa


E. Morales
E. MORALES


Huffman
On the part of the Senate


Price
On the part of the House PRICE

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

3rd Printing

S.B. No. 22

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the establishment of grant programs to provide
3 financial assistance to qualified sheriff's offices, constable's
4 offices, and prosecutor's offices in rural counties.

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

6 SECTION 1. Subchapter Z, Chapter 130, Local Government
7 Code, is amended by adding Sections 130.911, 130.912, and 130.913
8 to read as follows:

9 Sec. 130.911. RURAL SHERIFF'S OFFICE SALARY ASSISTANCE
10 GRANT PROGRAM. (a) In this section:

11 (1) "Grant" means a grant authorized to be awarded by
12 the comptroller under the rural sheriff's office salary assistance
13 grant program established by this section.

14 (2) "Qualified county" means a county with a
15 population of 300,000 or less.

16 (b) The comptroller shall establish and administer the
17 rural sheriff's office salary assistance grant program to support
18 the state purpose of ensuring professional law enforcement
19 throughout the state by providing financial assistance to sheriff's
20 offices in qualified counties.

21 (c) Not later than the 30th day after the first day of a
22 qualified county's fiscal year, the county may submit an
23 application for a grant to the comptroller. A county may submit only
24 one application each fiscal year.

1 (d) The comptroller shall award a grant to a qualified
2 county that applies for the grant using money appropriated to the
3 comptroller for that purpose. The grant must be in the following
4 applicable amount:

5 (1) \$250,000 if the county has a population of less
6 than 10,000;

7 (2) \$350,000 if the county has a population of 10,000
8 or more and less than 50,000; or

9 (3) \$500,000 if the county has a population of 50,000
10 or more and 300,000 or less.

11 (e) A county that is awarded a grant shall use or authorize
12 the use of the grant money only:

13 (1) to provide a minimum annual salary of at least:

14 (A) \$75,000 for the county sheriff;

15 (B) \$45,000 for each deputy who makes motor
16 vehicle stops in the routine performance of their duties; and

17 (C) \$40,000 for each jailer whose duties include
18 the safekeeping of prisoners and the security of a jail operated by
19 the county;

20 (2) to increase the salary of a person described by
21 Subdivision (1);

22 (3) to hire additional deputies or staff for the
23 sheriff's office; or

24 (4) to purchase vehicles, firearms, and safety
25 equipment for the sheriff's office.

26 (f) A county that is awarded a grant may not use or authorize
27 the use of the grant money for a purpose other than to meet the

1 minimum salary requirements prescribed by Subsection (e)(1) until
2 those requirements are satisfied.

3 (g) A county may not reduce the amount of funds provided to
4 the sheriff's office because of grant funds provided under this
5 section.

6 (h) The comptroller shall adopt rules necessary to
7 implement this section, including rules that establish:

8 (1) a standardized application process, including the
9 form to be used to apply for a grant and the manner of submitting the
10 form;

11 (2) deadlines for:

12 (A) applying for the grant;

13 (B) disbursement of grant money; and

14 (C) spending grant money; and

15 (3) procedures for:

16 (A) monitoring the disbursement of grant money to
17 ensure compliance with this section; and

18 (B) the return of grant money that was not used by
19 a county for a purpose authorized by this section.

20 Sec. 130.912. RURAL CONSTABLE'S OFFICE SALARY ASSISTANCE
21 GRANT PROGRAM. (a) In this section:

22 (1) "Grant" means a grant authorized to be awarded by
23 the comptroller under the rural constable's office salary
24 assistance grant program established by this section.

25 (2) "Qualified constable" means a constable elected to
26 an office created on or before January 1, 2023, who primarily makes
27 motor vehicle stops in the routine performance of the constable's

1 duties.

2 (3) "Qualified county" means a county with a
3 population of 300,000 or less.

4 (b) The comptroller shall establish and administer the
5 rural constable's office salary assistance grant program to support
6 the state purpose of ensuring professional law enforcement
7 throughout the state by providing financial assistance to
8 constable's offices in qualified counties.

9 (c) Not later than the 30th day after the first day of a
10 qualified county's fiscal year, the county may submit an
11 application for a grant to the comptroller. A county may submit only
12 one application each fiscal year.

13 (d) The comptroller shall award a grant to a qualified
14 county that applies for the grant using money appropriated to the
15 comptroller for that purpose. The comptroller may only award a
16 grant to a county if the county agrees in writing to contribute at
17 least 75 percent of the money required to meet the minimum annual
18 salary requirement established under Subsection (e) for each
19 qualified constable for which the county will also use grant money
20 to provide that salary.

21 (e) Subject to Subsection (d), a county that is awarded a
22 grant shall use or authorize the use of the grant money only to
23 provide a minimum annual salary of \$45,000 to a qualified
24 constable.

25 (f) A county may not reduce the amount of funds provided to
26 the constable's office because of grant funds provided under this
27 section.

1 (g) The comptroller shall adopt rules necessary to
2 implement this section, including rules that establish:

3 (1) a standardized application process, including the
4 form to be used to apply for a grant and the manner of submitting the
5 form;

6 (2) deadlines for:

7 (A) applying for the grant;

8 (B) disbursement of grant money; and

9 (C) spending grant money;

10 (3) procedures for:

11 (A) monitoring the disbursement of grant money to
12 ensure compliance with this section; and

13 (B) the return of grant money that was not used by
14 a county for a purpose authorized by this section; and

15 (4) standards to determine if a constable is a
16 qualified constable.

17 Sec. 130.913. RURAL PROSECUTOR'S OFFICE SALARY ASSISTANCE
18 GRANT PROGRAM. (a) In this section:

19 (1) "Grant" means a grant authorized to be awarded by
20 the comptroller under the rural prosecutor's office salary
21 assistance grant program established by this section.

22 (2) "Qualified prosecutor's office" means, in a
23 jurisdiction with a population of 300,000 or less, the office of a
24 district attorney, criminal district attorney, or county attorney
25 with criminal prosecution duties.

26 (b) The comptroller shall establish and administer the
27 rural prosecutor's office salary assistance grant program to

1 support the state purpose of ensuring professional legal
2 representation of the people's interests throughout the state by
3 providing financial assistance to qualified prosecutor's offices.

4 (c) Not later than the 30th day after the first day of a
5 qualified prosecutor's office's fiscal year, the prosecutor's
6 office may submit an application for a grant to the comptroller. A
7 prosecutor's office may submit only one application each fiscal
8 year.

9 (d) The comptroller shall award a grant to a qualified
10 prosecutor's office that applies for the grant using money
11 appropriated to the comptroller for that purpose. The grant must be
12 in the following applicable amount:

13 (1) \$100,000 if the prosecutor's office's jurisdiction
14 has a population of less than 10,000;

15 (2) \$175,000 if the prosecutor's office's jurisdiction
16 has a population of 10,000 or more and less than 50,000; or

17 (3) \$275,000 if the prosecutor's office's jurisdiction
18 has a population of 50,000 or more and 300,000 or less.

19 (e) A prosecutor's office that is awarded a grant shall use
20 or authorize the use of the grant money only:

21 (1) to increase the salary of an assistant attorney,
22 an investigator, or a victim assistance coordinator employed at the
23 office; or

24 (2) to hire additional staff for the office.

25 (f) A county may not reduce the amount of funds provided to a
26 prosecutor's office because of grant funds provided under this
27 section.

1 (g) The comptroller shall adopt rules necessary to
2 implement this section, including rules that establish:

3 (1) a standardized application process, including the
4 form to be used to apply for a grant and the manner of submitting the
5 form;

6 (2) deadlines for:

7 (A) applying for the grant;

8 (B) disbursement of grant money; and

9 (C) spending grant money; and

10 (3) procedures for:

11 (A) monitoring the disbursement of grant money to
12 ensure compliance with this section; and

13 (B) the return of grant money that was not used by
14 a qualified prosecutor's office for a purpose authorized by this
15 section.

16 SECTION 2. A qualified county or prosecutor's office, as
17 defined by Section 130.911, 130.912, or 130.913, Local Government
18 Code, as added by this Act, may not apply for a rural sheriff's
19 office salary assistance grant, rural constable's office salary
20 assistance grant, or rural prosecutor's office salary assistance
21 grant before January 1, 2024.

22 SECTION 3. Not later than January 1, 2024, the comptroller
23 of public accounts shall comply with the requirements of Sections
24 130.911, 130.912, and 130.913, Local Government Code, as added by
25 this Act.

26 SECTION 4. This Act takes effect September 1, 2023.

Senate Bill 22
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

SECTION 1. Subchapter Z, Chapter 130, Local Government Code, is amended as follows:

Sec. 130.911. RURAL SHERIFF'S OFFICE SALARY ASSISTANCE GRANT PROGRAM.

No equivalent provision.

No equivalent provision.

No equivalent provision.

No equivalent provision.

HOUSE VERSION (IE)

SECTION 1. Same as Senate version except as follows:
[FA1(1)]

Sec. 130.911. Same as Senate version. [FA1(2)-(6)]

Sec. 130.912. RURAL CONSTABLE'S OFFICE SALARY ASSISTANCE GRANT PROGRAM.

(a) In this section:

(1) "Grant" means a grant authorized to be awarded by the comptroller under the rural constable's office salary assistance grant program established by this section.

(2) "Qualified county" means a county with a population of 300,000 or less.

(b) The comptroller shall establish and administer the rural constable's office salary assistance grant program to support the state purpose of ensuring professional law enforcement throughout the state by providing financial assistance to constable's offices in qualified counties.

(c) Not later than the 30th day after the first day of a qualified county's fiscal year, the county may submit an application for a grant to the comptroller. A county may submit only one application each fiscal year.

CONFERENCE

SECTION 1. Same as House version except as follows:

Sec. 130.911. Same as Senate version.

Sec. 130.912. Same heading as House version.

(a) In this section:

(1) "Grant" means a grant authorized to be awarded by the comptroller under the rural constable's office salary assistance grant program established by this section.

(2) "Qualified constable" means a constable elected to an office created on or before January 1, 2023, who primarily makes motor vehicle stops in the routine performance of the constable's duties.

(3) "Qualified county" means a county with a population of 300,000 or less.

(b) Same as House version.

(c) Same as House version.

Senate Bill 22
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

HOUSE VERSION (IE)

CONFERENCE

No equivalent provision.

(d) The comptroller shall award a grant to a qualified county that applies for the grant using money appropriated to the comptroller for that purpose.

(d) The comptroller shall award a grant to a qualified county that applies for the grant using money appropriated to the comptroller for that purpose. ***The comptroller may only award a grant to a county if the county agrees in writing to contribute at least 75 percent of the money required to meet the minimum annual salary requirement established under Subsection (e) for each qualified constable for which the county will also use grant money to provide that salary.***

No equivalent provision.

(e) A county that is awarded a grant shall use or authorize the use of the grant money only to provide a minimum annual salary of \$45,000 to ***an elected constable who makes motor vehicle stops in the routine performance of the constable's duties.***

(e) ***Subject to Subsection (d)***, a county that is awarded a grant shall use or authorize the use of the grant money only to provide a minimum annual salary of \$45,000 to ***a qualified constable.***

No equivalent provision.

(f) A county may not reduce the amount of funds provided to the constable's office because of grant funds provided under this section.

(f) Same as House version.

No equivalent provision.

(g) The comptroller shall adopt rules necessary to implement this section, including rules that establish:
(1) a standardized application process, including the form to be used to apply for a grant and the manner of submitting the form;
(2) deadlines for:
(A) applying for the grant;
(B) disbursement of grant money; and
(C) spending grant money; and
(3) procedures for:
(A) monitoring the disbursement of grant money to ensure compliance with this section; and

(g) The comptroller shall adopt rules necessary to implement this section, including rules that establish:
(1) a standardized application process, including the form to be used to apply for a grant and the manner of submitting the form;
(2) deadlines for:
(A) applying for the grant;
(B) disbursement of grant money; and
(C) spending grant money;
(3) procedures for:
(A) monitoring the disbursement of grant money to ensure compliance with this section; and

Senate Bill 22
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

HOUSE VERSION (IE)

CONFERENCE

(B) the return of grant money that was not used by a county for a purpose authorized by this section. [FA1(7)]

(B) the return of grant money that was not used by a county for a purpose authorized by this section; and
(4) standards to determine if a constable is a qualified constable.

Sec. 130.912. RURAL PROSECUTOR'S OFFICE SALARY ASSISTANCE GRANT PROGRAM.

Sec. 130.913. Same heading as Senate version. [FA1(8)]

Sec. 130.913. Same heading as Senate version.

(a)-(f)

(a)-(f) Substantially the same as Senate version. [FA1(9)]

(a)-(f) Substantially the same as Senate version.

(g) Requires the comptroller of public accounts to adopt applicable rules, including rules that establish, among other things, procedures for the return of grant money that was not used by a *county* for an applicable authorized purpose.

(g) Same as Senate version except refers to a *qualified prosecutor's office*. [FA1(10)]

(g) Same as House version.

SECTION 2. A qualified county or prosecutor's office, as defined by Section 130.911 or 130.912, Local Government Code, as added by this Act, may not apply for a rural sheriff's office salary assistance grant or a rural prosecutor's office salary assistance grant before January 1, 2024.

SECTION 2. A qualified county or prosecutor's office, as defined by Section 130.911, 130.912, or **130.913**, Local Government Code, as added by this Act, may not apply for a rural sheriff's office salary assistance grant, *a rural constable's office salary assistance grant*, or a rural prosecutor's office salary assistance grant before January 1, 2024. [FA1(11)-(12)]

SECTION 2. Substantially the same as House version.

SECTION 3. Not later than January 1, 2024, the comptroller of public accounts shall comply with the requirements of Sections 130.911 and 130.912, Local Government Code, as added by this Act.

SECTION 3. Not later than January 1, 2024, the comptroller of public accounts shall comply with the requirements of Sections 130.911, 130.912, and **130.913**, Local Government Code, as added by this Act. [FA1(13)]

SECTION 3. Same as House version.

SECTION 4. Effective date.

SECTION 4. Same as Senate version.

SECTION 4. Same as Senate version.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 27, 2023

TO: Honorable Dan Patrick, Lieutenant Governor, Senate
Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: SB22 by Springer (relating to the establishment of grant programs to provide financial assistance to qualified sheriff's offices, constable's offices, and prosecutor's offices in rural counties.),
Conference Committee Report

The fiscal implications of the bill cannot be determined. The cost would be dependent on the number of counties applying for grants and appropriations by the legislature.

The bill would amend Chapter 130 of the Local Government Code, adding sections that establish three grant programs to provide financial assistance to sheriff departments, constable's offices, and prosecutor's offices. It requires the Comptroller to administer the Rural Sheriff's Department Salary Assistance Grant Program, and award grants between \$250,000 and \$500,000 to eligible counties with a population of less than 300,000 people. The grant funding must be used to provide specified minimum salaries, give salary increases, hire additional deputies or staff for the department, or to purchase equipment for the sheriff's department or constable's office.

The bill requires the Comptroller to administer the Rural Constable's Office Salary Assistance Grant Program to provide financial assistance to constable's offices. The grant funding must be used to provide a minimum salary of \$45,000 to an elected constable who makes motor vehicle stops in the routine performance of the constable's duties.

The bill also requires the Comptroller to administer the Rural Prosecutor's Office Salary Assistance Grant Program, and to award grants between \$100,000 and \$275,000 to eligible counties with a population of less than 300,000 people. The grant funding must be used to increase the salary of assistant attorneys, investigators, and victim assistance coordinators, or to hire additional staff.

Senate Committee Substitute for House Bill 1, 88th Legislative Session, includes \$330,800,000 for county law enforcement contingent on the enactment of legislation relating to providing counties with additional law enforcement resources by the Eighty-eighth Legislature, Regular Session.

Local Government Impact

The fiscal implications of the bill cannot be determined at this time.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: JMc, AF, LCO, CSmi, KK, NV

**Certification of Compliance with
Rule 13, Section 6(b), House Rules of Procedure**

Rule 13, Section 6(b), House Rules of Procedure, requires that a copy of a conference committee report signed by a majority of each committee of the conference be furnished to each member of the committee in person or, if unable to deliver in person, by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Rule 13, Section 10(a). The paper copies of the report submitted to the chief clerk under Rule 13, Section 10(b), must contain a certificate that the requirement of Rule 13, Section 6(b), has been satisfied, and that certificate must be attached to the copy of the report furnished to each member under Rule 13, Section 10(d). Failure to comply with this requirement is not a sustainable point of order.

I certify that a copy of the conference committee report on ^{SB22}~~S-27-23~~ was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before paper copies of the report were submitted to the chief clerk under Rule 13, Section 10(b), House Rules of Procedure.



(Signature)

5-27-23
(Date)