

BILL ANALYSIS

Senate Research Center
76R6146 DRH-D

S.B. 1523
By: Madla
State Affairs
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As Filed

DIGEST

Currently, all fees collected by county treasurers and remitted back to the state are by law reported quarterly, except for the Time Payment Fee and jury donations that are contributed to the Compensation to Victims of Crime Fund, which are remitted quarterly. The Children's Trust Fund, District Clerk Filing Fee, and the Judicial Fund are collected and reported by the county and district clerks and remitted by the treasurer, monthly. The current guidelines for the reporting and remitting of funds collected by counties create a lack of uniformity. This bill changes the timing of the reporting and remitting of the funds and fees collected by the county clerk, district clerk, and the county treasurer from monthly to quarterly.

PURPOSE

As proposed, S.B. 1523 sets forth procedures for the collection of state funds by a county.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 403D, Government Code, by adding Section 403.0525, as follows:

Sec. 403.0525. COLLECTION OF STATE FUNDS BY COUNTY. Requires the comptroller to compile a list of each fee, tax, or fine a county is required to collect for remittance to the state and provide a copy of the list to each county. Requires a custodian of a county treasury that holds certain state funds to keep records of the amount and nature of the state funds on deposit in the county treasury, and to send all state funds collected in the preceding calendar quarter to the comptroller. Authorizes a county to retain 10 percent of the funds as a service fee and retain the interest accrued on the funds if records of state funds are kept and the funds are remitted to the comptroller within the period required by this subsection. Provides that Subsection (b) does not apply to a motor vehicle registration fee collected under Chapter 502, Transportation Code.

SECTION 2. Effective date: September 1, 1999.

SECTION 3. Emergency clause.