

By: Stucky

H.B. No. 2654

A BILL TO BE ENTITLED

AN ACT

relating to the personal liability of certain elected officials under local government programs to fund water and energy savings improvements through assessments.

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

SECTION 1. Section 399.015, Local Government Code, is amended to read as follows:

Sec. 399.015. CONTRACT FOR COLLECTION OF ASSESSMENTS; NO PERSONAL LIABILITY. (a) The governing body of a local government may contract with the governing body of another taxing unit, as defined by Section 1.04, Tax Code, or another entity, including a county assessor-collector, to perform the duties of the local government relating to collection of assessments imposed by the local government under this chapter.

(b) A county assessor-collector who performs the duties of a local government relating to collection of assessments imposed by a local government under this chapter is not personally liable as a result of exercising those duties under this chapter.

SECTION 2. Section 399.019, Local Government Code, is amended to read as follows:

Sec. 399.019. NO PERSONAL LIABILITY. The members of the governing body of a local government, other elected officials of a local government, employees of a local government, and board members, executives, employees, and contractors of a third party

1 who enter into a contract with a local government to provide
2 administrative services for a program under this chapter are not
3 personally liable as a result of exercising any rights or
4 responsibilities granted under this chapter.

5 SECTION 3. Section [399.015](#), Local Government Code, as
6 amended by this Act, applies only to a contract executed on or after
7 the effective date of this Act. A contract executed before the
8 effective date of this Act is governed by the law in effect when the
9 contract was executed, and the former law is continued in effect for
10 that purpose.

11 SECTION 4. This Act takes effect September 1, 2017.