

## **BILL ANALYSIS**

Senate Research Center  
78R4324 KEG-D

S.B. 755  
By: Ratliff  
Intergovernmental Relations  
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As Filed

### **DIGEST AND PURPOSE**

Currently, an officer of a governmental body who has a financial interest in a contract before the body may not enter into the contract. The attorney general concluded that a grant being awarded by a council was subject to this conflict of interest rule and therefore could not be given to the employer of a council member.

As proposed, S.B. 755 requires an executive committee member to disclose their conflict of interest regarding a particular grant due to their employment. The committee member is also precluded from voting or even participating in a discussion that relates to the awarding of the grant.

### **RULEMAKING AUTHORITY**

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

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 487C, Government Code, by adding Section 487.059, as follows:

Sec. 487.059. DISCLOSURE OF CERTAIN EMPLOYMENT. (a) Defines “monetary award.”

(b) Provides that this section applies to a member of the executive committee of the Office of Rural Community Affairs who is employed by certain entities.

(c) Requires the committee member, before a vote on the monetary award or contract, to disclose the fact of the member’s employment by the entity. Requires the executive committee to enter the disclosure into the minutes of the meeting at which a vote on the monetary award or contract is taken. Provides that the executive committee member may not vote on or otherwise participate in a discussion or any other activity that relates to awarding the monetary award or contract.

(d) Provides that if the executive committee member does not comply with this section, the entity is not eligible to be awarded the monetary award or contract.

SECTION 2. Effective date: upon passage or September 1, 2003.