

## **BILL ANALYSIS**

Senate Research Center  
80R16504 CAE-D

C.S.S.B. 1379  
By: Shapleigh  
Intergovernmental Relations  
4/26/2007  
Committee Report (Substituted)

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Current law requires the commissioners courts of Culberson and Hudspeth counties to each pay El Paso County \$100 a month to be expended for the preparation and conduct of criminal affairs of the district attorney's office. This fixed amount may not properly address the costs of conducting such affairs on the part of El Paso County.

C.S.S.B. 1379 requires Culberson and Hudspeth counties to reimburse El Paso County for certain costs related to the preparation and conduct of criminal affairs of the district attorney's office. This bill requires the preparation of a budget and financial statement by the district attorney's office with certain information respective to El Paso, Culberson, and Hudspeth counties. This bill provides certain directions regarding the reimbursement of El Paso County by Culberson and Hudspeth counties, and provides that El Paso County is responsible for managing the funds expended by the district attorney's office.

### **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 Section 43.120, Government Code, by amending Subsections (d) and (f) and adding Subsections (d-1) and (d-2), as follows:

(d) Requires the commissioners courts of Culberson and Hudspeth counties to each pay to El Paso County the budgeted prosecution costs for the preparation and conduct of criminal affairs of the district attorney's office, including certain compensation costs. Deletes existing text requiring those counties to pay El Paso County \$100 a month to be expended on sworn claims of the district attorney approved by the Commissioners Court of El Paso County. Requires the district attorney's office each year to prepare a budget and financial statement (statement) for the upcoming fiscal year, and to file the statement with the commissioners courts of Hudspeth and Culberson counties.

(d-1) Requires the statement to contain the budgeted prosecution costs for El Paso, Culberson, and Hudspeth counties, listed separately for each county, and any additional information considered appropriate by the district attorney or required by the commissioners courts of those counties.

(d-2) Requires Hudspeth and Culberson counties to remit one-fourth of the budgeted prosecution costs applicable to the respective county to El Paso County not later than the last day of each fiscal quarter.

(f) Provides that El Paso County is responsible for managing the funds expended by the district attorney for certain costs related to the preparation and conduct of criminal affairs. Requires the commissioners court of El Paso County to approve the number of assistants and other employees appointed by the district attorney and the amount of compensation for those employees. Deletes existing text providing that the commissioners court of El Paso County compensates those assistants and other employees.

SECTION 2. Effective date: October 1, 2007.