

# *Legislative Review and Outlook*

SAFE-D  
Annual Conference  
February 17-19, 2022



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# Important Legislative Dates

- **Sunday, June 20, 2021** (20th day following final adjournment)
  - Last day governor could sign or veto bills passed during the regular legislative session
- **Monday, August 30, 2019** (91st day following final adjournment)
  - Date that bills without specific effective dates (that could not be effective immediately) became law



# 86<sup>th</sup> Legislative Session Statistics

6927 Bills filed; 1027 passed (14.8%)

398 fewer bills than 2019, and 399 fewer passed

221 Joint Resolutions filed; 8 passed (3.6%)

About same number of resolutions filed and passed

## Bill Statistics Session: 87R 06-03-2021 - 16:00:40

(Passed means Sent to the Governor, Signed, FWOS, Vetoed, Filed with SOS, and Election Date)

Bill Type	Range	Democrat		Republican		Total		
		Filed	Passed	Filed	Passed	Filed	Passed	
House Bills	HB 1 - HB 4671	2567	183	2104	404	4671	587	13%
House Concurrent Resolutions	HCR 1 - HCR 119	48	9	71	41	119	50	42%
House Joint Resolutions	HJR 2 - HJR 165	64	1	99	3	163	4	2%
Senate Bills	SB 1 - SB 2259	1140	182	1116	303	2256	485	21%
Senate Concurrent Resolutions	SCR 1 - SCR 60	18	10	42	36	60	46	77%
Senate Joint Resolutions	SJR 11 - SJR 68	28	0	30	4	58	4	7%



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# Important Legislative Dates

- **March 1, 2022**
  - **Primaries**
    - **All 31 Senate Seats are up because of Redistricting**
    - **5 races without an incumbent in Senate**
    - **8 Rs and 4 Ds (6 Rs and all Ds are incumbents) will be seated in Senate**
    - **26 races without an incumbent in House**
    - **41 Rs and 28Ds ( 25 Rs and 22 Ds are incumbents) will be seated in the House (not opposed by other party)**
- **November 8, 2022**
  - **High political motivation of electorate for Mid-Term Election**



# Important Legislative Dates

- **Speaker Phelan is unopposed in his District**
  - **Likely to be Speaker again**
  - **Outcome dependent on Primaries and General (especially efforts by more Conservative Rs)**





# Important Legislative Dates

- **House Members to Depart**

- Coleman
- Deshotel
- John Turner
- Murphy
- Huberty
- Larson

- **Senate Members to Depart**

- Seliger
- Taylor
- Eddie Lucio



# Important Legislative Dates

- January 10, 2023
  - 88<sup>th</sup> Legislature convenes
- May 29, 2023
  - Sine Die, 88<sup>th</sup> Legislature adjourns



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# Issues During 87<sup>th</sup> Legislative Session



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# 87th Session Issues

- Vaccine Issues
- Permitless Carry
- Revised abortion law
- New voting limits
- Redistricting maps
- Raised Homestead Exemption Amount
- Restricted Trans-Gender Sports Participation
- ARPA Funding



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# SAFE-D Legislative Agenda



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# SAFE-D Legislative Agenda for 88<sup>th</sup> Legislature

- SAFE-D Legislative Committee
  - Billy Ted Smith, Co-Chair (Jasper)
  - Mark Jack, Co-Chair (Parker)
  - Paula Barr (Travis)
  - Scott Morgan (Harris)
  - Jim Carter (Denton)



# SAFE-D Legislative Workshop

- 2020 Annual Conference
- Approximately 50 from across the State
- Caucus Groups Prioritized Issues for SAFE-D
  - Municipal Issues
  - Sales Tax Issues
  - Service Provider Issues
  - Property Tax Issues
  - Government Transparency
  - ESD Services



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# COMMUNITY PARAMEDICINE



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**Bill Number:** TX87RHB 639    **Author:** White, James    **Sponsor:** Schwertner, Charles

By White, James. Relating to the authority of an emergency services district to provide public health services.

Bill History			
House	Description of Action	Date	Stat
H	Filed	11-24-20	19%
H	Introduced and referred to committee on House County Affairs	3- 1-21	19%
H	Meeting set for 10:30 A.M. OR ADJ., E2.014 <b>STORY</b> -- House County Affairs	4- 1-21	32%
H	Committee action pending House County Affairs	4- 1-21	29%
H	Voted favorably from committee as substituted House County Affairs	4-13-21	43%
H	Reported from committee as substituted House County Affairs <b>VOTE</b>	4-19-21	44%
H	Set on the House Calendar	5-12-21	50%
H	Set on the House Calendar	5-13-21	50%
H	Laid out for consideration in the House 11:56pm <b>CA</b>	5-13-21	65%
H	Committee substitute adopted	5-13-21	62%
H	Passed to third reading	5-13-21	58%
H	Laid out for consideration in the House 1:37pm <b>CA</b>	5-14-21	65%
H	Passed <b>VOTE</b> (Y: 117/N: 10)	5-14-21	59%
S	Received in the Senate	5-17-21	67%
S	Referred to Senate Committee on Senate Local Government	5-17-21	71%
S	Meeting set for 2:00 P.M., E1.028 <b>STORY</b> -- Senate Local Government	5-19-21	81%
S	Committee action pending Senate Local Government	5-19-21	75%
S	Voted favorably from committee as substituted Senate Local Government	5-21-21	78%
S	Reported from committee as substituted Senate Local Government <b>VOTE</b>	5-22-21	79%
S	Recommended for Local/Uncontested Calendar	5-22-21	97%
S	Set on the Local Calendar	5-26-21	98%
S	Withdrawn from the Local Calendar	5-26-21	67%

- End of History -

## HB 639 DEAD, withdrawn from last Senate Local & Consent Calendar

SAFE-D was unable to convince Governor to take up issue in Special Session



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# SB 2 RELATED BILLS




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**Bill Number:** TX87RHB 2429

**Author:** Meyer, Morgan

**Sponsor:** Bettencourt, Paul

By Meyer, Morgan. Relating to the alternate provisions for ad valorem tax rate notices when the de minimis rate of a taxing unit exceeds the voter-approval tax rate.

Bill History			
House	Description of Action	Date	Stat
H	Filed	2-26-21	19%
H	Introduced and referred to committee on House Ways and Means	3-16-21	19%
H	Meeting set for 10:00 A.M., JHR 140 -- House Ways and Means	3-22-21	32%
H	Committee action pending House Ways and Means	3-22-21	29%
H	Voted favorably from committee on House Ways and Means	3-24-21	45%
H	Reported favorably from committee on House Ways and Means <b>VOTE</b>	3-30-21	46%
H	Set on the House Calendar	4- 8-21	50%
H	Laid out for consideration in the House 1:45pm 	4- 8-21	65%
H	Passed to third reading	4- 8-21	58%
H	Laid out for consideration in the House 10:54am 	4- 9-21	65%
H	Passed <b>VOTE</b> (Y: 145/N: 0)	4- 9-21	59%
S	Received in the Senate	4-12-21	67%
S	Referred to Senate Committee on Senate Local Government	4-13-21	71%
S	Reported favorably from committee on Senate Local Government <b>VOTE</b>	4-21-21	85%
S	Set on the Local Calendar	4-29-21	98%
S	Passed on local calendar <b>VOTE</b> (Y: 31/N: 0)	4-29-21	99%
G	Sent to the Governor	5- 4-21	100%
G	Signed by the Governor	5-15-21	100%
G	Earliest effective date	5-15-21	100%
- Companion Legislation -			
SB 1429	Bettencourt, Paul (Identical)		
S	Voted favorably from committee on Senate Local Government	4-19-21	
- End of History -			

**HB 2429 Clarifies notice process when proposed tax rate exceed 3.5% Voter Approval Rate, but does not exceed 8% Voter Approval Rate (affects MOST ESDs)**

**Signed by Governor and effective as of May 15, 2021**



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Bill TX87RSB  
Number: 1438

Author: Bettencourt,  
Paul

Sponsor: Meyer,  
Morgan

By Bettencourt, Paul. Relating to the effect of a disaster on the calculation of certain tax rates and the procedure for adoption of a tax rate by a taxing unit.

Bill History			
House	Description of Action	Date	Stat
S	Filed	3-10-21	19%
S	Introduced and referred to committee on <a href="#">Senate Finance</a>	3-18-21	19%
S	Meeting set for 10:00 A.M., E1.036 <b>STORY</b> -- <a href="#">Senate Finance</a>	4-12-21	32%
S	Voted favorably from committee on <a href="#">Senate Finance</a>	4-12-21	45%
S	Reported favorably from committee on <a href="#">Senate Finance</a> <b>VOTE</b>	4-13-21	46%
S	First placement on Senate Intent Calendar for	4-14-21	46%
S	Placed on the Senate Calendar for	4-19-21	47%
S	Laid out for consideration in the Senate 2:48pm <b>CM</b>	4-19-21	61%
S	<b>2 Floor amendment(s) adopted</b>	4-19-21	54%
S	Passed to third reading <b>VOTE</b> (Y: 21/N: 10)	4-19-21	58%
S	Laid out for consideration in the Senate 3:10pm <b>CM</b>	4-19-21	61%
S	Passed <b>VOTE</b> (Y: 21/N: 10)	4-19-21	59%
H	Received in the House	4-20-21	57%
H	Referred to House Committee on <a href="#">House Ways and Means</a>	4-21-21	58%
H	Voted favorably from committee on <a href="#">House Ways and Means</a>	4-23-21	84%
H	Reported favorably from committee on <a href="#">House Ways and Means</a> <b>VOTE</b>	4-23-21	85%
H	Laid out for consideration in the House 11:03am <b>CM</b>	4-28-21	93%
H	<b>3 Floor amendment(s) adopted</b>	4-28-21	89%
H	Passed to third reading	4-28-21	95%
H	Laid out for consideration in the House 10:47am <b>CM</b>	4-29-21	93%
H	Passed <b>VOTE</b> (Y: 103/N: 43)	4-29-21	96%
S	Set on the Senate Items Eligible Calendar	5- 5-21	92%
S	Set on the Senate Items Eligible Calendar	5- 6-21	92%
S	Set on the Senate Items Eligible Calendar	5-10-21	92%
S	Laid out for consideration in the Senate 5:04pm <b>CM</b>	5-10-21	61%
S	Senate refused to concur in House amendments Bettencourt, Perry, Hinojosa, Schwertner and Creighton	5-10-21	75%
H	Set on the House Items Eligible Calendar	5-14-21	81%
H	Laid out for consideration in the House 2:23pm <b>CM</b>	5-14-21	93%
H	House appointed conference committee Conferees: Meyer-chair, Burrows, Guillen, Metcalf and Noble	5-14-21	77%
H	Conference committee report filed	5-28-21	91%
S	Senate adopted conference report <b>VOTE</b> (Y: 22/N: 9)	5-29-21	97%
H	Set on the House Items Eligible Calendar	5-30-21	81%
H	Laid out for consideration in the House 2:59pm <b>CM</b>	5-30-21	93%
H	House adopted conference report <b>VOTE</b> (Y: 127/N: 15)	5-30-21	100%
G	Sent to the Governor	6- 1-21	100%

## SB 1438 Clarifies “disasters” under Chapter 26 of Tax Code – by requiring that at least one person receive relief from taxes as a result of property damage

Effective immediately if not vetoed



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**Bill Number:** TX87RHB 2723

**Author:** Meyer, Morgan

**Sponsor:** Bettencourt, Paul

By Meyer, Morgan. Relating to public notice of the availability on the Internet of property-tax-related information.

Bill History			
House	Description of Action	Date	Stat
H	Filed	3- 3-21	19%
H	Introduced and referred to committee on House Ways and Means	3-17-21	19%
H	Meeting set for 10:00 A.M., JHR 140 <b>STORY</b> -- House Ways and Means	3-29-21	32%
H	Committee action pending House Ways and Means	3-29-21	29%
H	Voted favorably from committee as substituted House Ways and Means	3-31-21	43%
H	Reported from committee as substituted House Ways and Means <b>VOTE</b>	4- 7-21	44%
H	Set on the House Calendar	4-14-21	50%
H	Laid out for consideration in the House 12:01pm 	4-14-21	65%
H	Committee substitute adopted	4-14-21	62%
H	Passed to third reading <b>VOTE</b> (Y: 148/N: 0)	4-14-21	58%
H	Laid out for consideration in the House 10:36am 	4-15-21	65%
H	Passed <b>VOTE</b> (Y: 144/N: 0)	4-15-21	59%
S	Received in the Senate	4-19-21	67%
S	Referred to Senate Committee on Senate Local Government	4-19-21	71%
S	Voted favorably from committee as substituted Senate Local Government	5- 3-21	78%
S	Reported from committee as substituted Senate Local Government <b>VOTE</b>	5- 5-21	79%
S	Recommended for Local/Uncontested Calendar	5- 5-21	97%
S	First placement on Senate Intent Calendar for	5-10-21	97%
S	Placed on the Senate Calendar for	5-11-21	94%
S	Laid out for consideration in the Senate 12:47pm 	5-11-21	96%
S	Committee substitute adopted	5-11-21	94%
S	Passed <b>VOTE</b> (Y: 30/N: 0)	5-11-21	96%
H	Set on the House Items Eligible Calendar	5-18-21	95%
H	Laid out for consideration in the House 12:20pm 	5-18-21	65%
H	House concurred in Senate amendments <b>VOTE</b> (Y: 144/N: 0)	5-18-21	100%
G	Sent to the Governor	5-20-21	100%
G	Signed by the Governor	6- 3-21	100%

**HB 2723 Creates statewide website for property tax information – [www.Texas.gov/PropertyTaxes](http://www.Texas.gov/PropertyTaxes) - and requires notice information related to site**

**Becomes effective immediately if not vetoed – but website and revised notices not required until January 1, 2022**



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# EMPLOYMENT BENEFITS



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**Bill Number:** TX87RHB  
2073

**Author:** Burrows,  
Dustin

**Sponsor:** Springer, Drew  
(F)

By Burrows, Dustin. Relating to quarantine leave for fire fighters, peace officers, and emergency medical technicians employed by, appointed by, or elected for a political subdivision.

Bill History			
House	Description of Action	Date	Stat
H	Filed	2-23-21	19%
H	Introduced and referred to committee on House County Affairs	3-15-21	19%
H	Meeting set for 10:30 A.M. OR ADJ., E2.014 <b>STORY</b> -- House County Affairs	3-18-21	32%
H	Committee action pending House County Affairs	3-18-21	29%
H	Voted favorably from committee on House County Affairs	3-25-21	45%
H	Reported favorably from committee on House County Affairs <b>VOTE</b>	3-30-21	46%
H	Set on the House Calendar	4- 6-21	50%
H	Laid out for consideration in the House 2:27pm	4- 6-21	65%
H	Passed to third reading	4- 6-21	58%
H	Laid out for consideration in the House 10:16am	4- 7-21	65%
H	1 Floor amendment(s) adopted	4- 7-21	54%
H	Passed <b>VOTE</b> (Y: 146/N: 0)	4- 7-21	59%
S	Received in the Senate	4- 8-21	67%
S	Referred to Senate Committee on Senate Local Government	4-12-21	71%
S	Voted favorably from committee as substituted Senate Local Government	5-19-21	78%
S	Reported from committee as substituted Senate Local Government <b>VOTE</b>	5-21-21	79%
S	Recommended for Local/Uncontested Calendar	5-21-21	97%
S	First placement on Senate Intent Calendar for	5-24-21	97%
S	Set on the Local Calendar	5-26-21	98%
S	Placed on the Senate Calendar for	5-25-21	94%
S	Laid out for consideration in the Senate 7:00pm	5-26-21	96%
S	Committee substitute adopted	5-26-21	94%
S	Passed <b>VOTE</b> (Y: 31/N: 0)	5-26-21	96%
H	Set on the House Items Eligible Calendar	5-28-21	95%
H	Laid out for consideration in the House 6:31pm	5-28-21	65%
H	House concurred in Senate amendments <b>VOTE</b> (Y: 146/N: 0)	5-28-21	100%
G	Sent to the Governor	5-31-21	100%

**HB 2073 Requires Quarantine of firefighters and EMTs exposed to COVID AND requires paid leave and continuation of benefits**

**Effective immediately if not vetoed**



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**Bill Number:** TX87RHB 2171

**Author:** Metcalf, Will

**Sponsor:** Creighton, Brandon

By Metcalf, Will. Relating to the eligibility of certain retired firefighters and emergency medical services providers to purchase continued health benefits coverage.

Bill History			
House	Description of Action	Date	Stat
H	Filed	2-24-21	19%
H	Introduced and referred to committee on <a href="#">House Pensions/Investments/Financial Services</a>	3-15-21	19%
H	Meeting set for 8:00 A.M., E2.036 -- House Pensions/Investments/Financial Services	3-24-21	32%
H	Committee action pending <a href="#">House Pensions/Investments/Financial Services</a>	3-24-21	29%
H	Voted favorably from committee on <a href="#">House Pensions/Investments/Financial Services</a>	3-31-21	45%
H	Reported favorably from committee on <a href="#">House Pensions/Investments/Financial Services</a> <b>VOTE</b>	4-13-21	46%
H	Recommended for Local and Consent Calendar	4-13-21	63%
H	Set on the Local Calendar	4-23-21	63%
H	Laid out for consideration in the House 9:48am	4-23-21	65%
H	Passed to third reading on local calendar	4-23-21	75%
H	Passed on local calendar <b>VOTE</b> (Y: 146/N: 0)	4-23-21	71%
S	Received in the Senate	4-26-21	67%
S	Referred to Senate Committee on <a href="#">Senate Local Government</a>	5- 3-21	71%
S	Voted favorably from committee as substituted <a href="#">Senate Local Government</a>	5-10-21	78%
S	Reported from committee as substituted <a href="#">Senate Local Government</a> <b>VOTE</b>	5-13-21	79%
S	Recommended for Local/Uncontested Calendar	5-13-21	97%
S	First placement on Senate Intent Calendar for	5-17-21	97%
S	Set on the Local Calendar	5-19-21	98%
S	Committee substitute adopted	5-19-21	94%
S	Passed on local calendar <b>VOTE</b> (Y: 31/N: 0)	5-19-21	99%
H	Set on the House Items Eligible Calendar	5-23-21	95%
H	Laid out for consideration in the House 0:01am	5-24-21	65%
H	House concurred in Senate amendments <b>VOTE</b> (Y: 146/N: 0)	5-24-21	100%
G	Sent to the Governor	5-26-21	100%

**HB 2171 requires continuation of benefits for retired firefighters and EMS personnel in ESDs in counties with more than 150,000**

**Effective September 2, 2021 if not vetoed**



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# Other Bills –DEAD

- HB 4140 – Counties and other governmental entities shell bill
- HB 2323 – ESD annexation bill
- HB 1034 – County authority for fire code and WUI code
- HB 553 – ESD Budgets and tax rates approved by County



# Other Bills –DEAD

- HB 2811 – clarified treatment of Tier II hazardous chemical information under the Public Information Act
- SB 861 – allowed virtual meetings
- SB 1189 – prohibited city from removing territory from ESD if it cannot provide service
- HJR 115 – Raised ESD Constitutional Tax Cap to \$0.15





# Other Bills –DEAD

- HB 2966 – Repealed de minimis
- HB 1887 – limited term of debt
- HB 3100 – limited on contracts with non-profits
- HB 768 – required records of audio/video recording on web



# AMERICAN RESCUE PLAN ACT FUNDS



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# American Rescue Plan Act

- All Funds Allocated in 3<sup>rd</sup> Special Session
  - \$16.7 Billion to the State, and can be used by ESDs under the federal legislation
  - \$5.7 Billion to Texas Counties
  - \$4.8 Billion to Texas cities
    - \$3.4 Billion to cities >50,000
    - \$1.4 Billion to cities <50,000
- NO MONEY DEDICATED TO ESDs



# American Rescue Plan Act

- To receive ANY funds, ESDs should be communicating with their local counties and cities
- ESDs should have obtained a DUNS number and an active SAM registration



# Interim Charges

- Quiet for Now
- See Election Issues Above



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# Future Issues

- Prohibiting Use of Public Funds to Advocate for Legislation
- Grass Roots Relationships with Elected Legislators
  - See Nov. 29, 2021 Webiner on “How to Build Relationships with Lawmakers”
  - <https://youtu.be/e2ApI53u9IQ>
- Annexation Issues and City Removal Issues



# Future Issues

- Sales Tax Protection
- Other Funding Sources
- Property Tax Reform Impacts



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# PREPARING FOR THE 88TH



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# SAFE-D Legislative Agenda for Interim and 88<sup>th</sup> Legislature

- Legislative Task Force
  - This Afternoon @ 3:30pm
  - Kalahari I & H
  - Identify current issues
  - Establish Priorities
- Future Meetings of Task Force during Interim



# *Texas Legislature Website*

- <http://www.capitol.state.tx.us/>



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# Questions?



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John J. Carlton  
The Carlton Law Firm,  
P.L.L.C.

4301 Westbank Drive  
Suite B-130

Austin, Texas 78746

(512) 785-8355

[john@carltonlawaustin.com](mailto:john@carltonlawaustin.com)



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