

Item 19



Travis County Commissioners Court Agenda Request

Meeting Date: Tuesday, April 9, 2013
Prepared By/Phone Number: Deece Eckstein, 854-9754
Elected/Appointed Official/Dept. Head: Deece Eckstein, 854-9754
Commissioners Court Sponsor: Judge Biscoe

AGENDA LANGUAGE:

AT 11:00 A.M.:

CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE MATTERS, INCLUDING:

- A. UPDATE ON LEGISLATIVE ACTIVITIES;
- B. LEGISLATION RELATING TO COUNTY AIR QUALITY FEES, INCLUDING [SB 1791](#) AND [HB 3812](#);
- C. LEGISLATION RELATING TO COUNTY AUTHORITY TO REGULATE FIREWORKS, INCLUDING [HB 107](#), [HB 1813](#), [HB 3236](#), [HB 3429](#), AND [HB 3557](#);
- D. "TRANSPARENCY" LEGISLATION;
- E. [HOUSE BILL 2899](#), RELATING TO THE ACCUMULATION AND PAYMENT OF SICK LEAVE FOR CERTAIN EMPLOYEES IN SHERIFF'S DEPARTMENTS IN CERTAIN COUNTIES (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION UNDER THE CONSULTATION WITH ATTORNEY EXCEPTION); AND,
- F. ADDITIONS TO THE PRIORITIES, POLICY POSITIONS AND THE POSITIONS ON OTHER PROPOSALS SECTIONS OF THE TRAVIS COUNTY LEGISLATIVE AGENDA.

SUMMARY AND IGR COORDINATOR RECOMMENDATION:

IGR recommends that the Court:

1. Express its support of SB 1791 and HB 3812.
2. Express its opposition to House Bills 1813, 3236, 3429, and 3557;
3. Adopt the draft resolution on transparency legislation; and,
4. Approve the attached draft letter in opposition to HB 2899.

BACKGROUND:

1. After lengthy debate last Thursday, the House adopted its version of Senate Bill 1, the 2014-2015 state budget. Conferees will be appointed soon to resolve differences between the House and Senate versions.
2. Committee hearings continue at a furious pace. During the week of April 1-5, ___ bills tracked by Travis County were heard. IGR offered testimony on ___ of them.
3. As of Thursday, March 28, 5,969 bills and joint resolutions have been filed. We are tracking 1,466 of them through the ATLAS system, and have received 1,513 analyses from the county's policy experts.

ISSUES AND OPPORTUNITIES:

Please see the attached backup on all the legislative issues in play.

FISCAL IMPACT AND SOURCE OF FUNDING: Not applicable.

REQUIRED AUTHORIZATIONS: None.

NAMES, PHONE NUMBERS AND EMAIL ADDRESSES OF PERSONS WHO MIGHT BE AFFECTED BY OR BE INVOLVED WITH THIS REQUEST:

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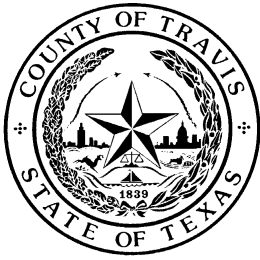
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AS OF	WEEK	1	2	3	4	5	6	7	8	9	10
THURSDAY		10-Jan	17-Jan	24-Jan	31-Jan	7-Feb	14-Feb	21-Feb	28-Feb	7-Mar	14-Mar
	HBs	446	550	686	845	1,035	1,282	1,582	2,001	2,841	3,862
	HJR s	39	43	44	51	58	63	72	83	106	130
	SB s	149	162	209	268	386	528	669	906	1,305	1,823
	SJR s	11	13	16	20	22	29	30	36	45	59
TOTAL	BILLS	645	768	955	1,184	1,501	1,902	2,353	3,026	4,297	5,874
TRAVIS COUNTY											
	TRACKED	167	281	305	368	474	551	636	712	1,064	1,428
	ANALYSES	109	137	281	346	430	485	627	723	878	1,135
	SUPPORT	0	0	0	0	0	0	0	0	0	3
	OPPOSE	0	0	0	0	1	1	1	2	14	14

AS OF	WEEK	11	12	13	14	15	16	17	18	19	20
THURSDAY		21-Mar	28-Mar	4-Apr	11-Apr	18-Apr	25-Apr	2-May	9-May	16-May	23-May
	HB s	3,891	3,898	3,913							
	HJR s	130	130	130							
	SB s	1,843	1,855	1,865							
	SJR s	61	61	61							
TOTAL	BILLS	5,925	5,944	5,969							
TRAVIS COUNTY											
	TRACKED	1,433	1,457	1,466							
	ANALYSES	1,320	1,404	1,513							
	SUPPORT	3	5	5							
	OPPOSE	14	14	17							



Intergovernmental Relations

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TO: Travis County Commissioners Court
THROUGH: Deece Eckstein, Coordinator, Intergovernmental Relations
DATE: Thursday, April 4, 2013 for Tuesday, April 9, 2013
RE: Legislation related to air quality fees, including SB 1791 and HB 3812

SUGGESTED MOTION

That the Travis County Commissioners Court support SB 1791 and HB 3812, and direct IGR to communicate its support to the members of the Travis County delegation and the entire Legislature.

Summary and IGR Coordinator Recommendation

Funding for the LIRAP and LIP programs was dramatically cut in 2011, and the draft state budget for 2014-2015 continues the reductions. IGR has been working with Representative Donna Howard and Senator Judith Zaffirini on a rider that dedicates all estimated emission inspection fees collected in Travis County back to the County for use in the LIRAP and LIP programs.

In addition, IGR recommends that the Court support companion bills filed by Senator Kirk Watson ([SB 1791](#)) and Representative Donna Howard ([HB 3812](#)) to permit near-nonattainment counties to assess an air quality fee to be used for LIRAP and LIP programs. The commissioners court would set the level of the fee and determine how the revenues should be used, consistent with rules for the LIRAP and LIP programs.

Background

LIRAP (formally, the Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Retirement Program) and LIP (Local Initiative Projects) are programs that allow local governments to improve air quality. Nineteen Texas counties – all in nonattainment or near-nonattainment status – participate in LIRAP, including Travis and Williamson counties.

The programs are funded by a surcharge on vehicle emissions inspections. The surcharge is approved by the county commissioners court. In Travis County, the surcharge is \$2 and has been collected since 2005. The funds are held in the Clean Air Account at TCEQ and may only be used for LIRAP and LIP programs.

In Travis County, TNR administers the program. LIRAP assists owners with high-emitting automobiles to comply with vehicle emissions standards by offering financial incentives to repair or remove them from roadways. LIP has assisted with creating a Counterfeit Motor Vehicle Inspection Program in Central Texas to combat the exploitation of counterfeit, fictitious, and improper State inspection certificates for polluting vehicles in the region.

Issues and Opportunities

In 2011, the Legislature cut LIRAP/LIP funding by \$77,500,000, or 86%, using the balance to certify the budget. In Travis County, LIRAP/LIP funding plummeted from \$3,877,911 in 2010-11 to \$339,744 in 2012-13, a 91% decrease.

The draft state budget for 2014-2015 continued the dramatic cuts to the LIRAP and LIP programs that had been made in the previous biennium. The Commissioners Court sent letters to the Senate Finance Committee (February 5, 2013) and the House Appropriations Committee (February 12, 2013), asking for the restoration of funding for the two programs. The Court also directed the County Attorney's Office to explore options for Travis County to withdraw from the program if adequate funding was not returned to the County.

Representative Donna Howard included the following rider in the House version of the budget bill:

Of the amounts appropriated above for LIRAP grants and local initiative projects is an estimated \$1,196,172 each fiscal year in estimated fee revenue generated from Travis County and \$483,736 each fiscal year in estimated LIRAP fee revenue generated from Williamson County. The TCEQ shall allocate, at a minimum, the estimated revenue amounts collected in each of the counties during the 2014-15 biennium to provide LIRAP grants and local initiatives projects in those counties.

The Senate version does not include that rider. Differences between the House and Senate versions will be resolved in the budget conference committee.

Although the Commissioners Court is exploring withdrawal from the state LIRAP/LIP structure, there is widespread agreement that both programs are effective air quality

improvement strategies. For this reason, Representative Howard and Senator Watson filed SB 1791/HB 3812. These bills would apply only to nonattainment¹ and near-nonattainment² counties, and would permit a commissioners court to impose a “county air quality fee” on all vehicle emissions inspections and use the revenues to develop and manage LIRAP and LIP programs in that county. The amount of the fee is set by the court, but cannot exceed the level allowed by state law.

If passed, this legislation would directly benefit Travis County by providing more funding for – and local control over – initiatives to improve air quality in our area. IGR recommends supporting these bills.

Budgetary and Fiscal Impact

Based on previous years, a \$2 county air quality fee would raise approximately \$1.3 million a year. The attached spreadsheet shows revenues, expenditures and performance measures over the last six complete years of the program.

ATTACHMENTS

- A. TNR, Spreadsheet showing LIRAP and LIP revenues, expenditures and performance measures, 2006-2012, April 4, 2013.
- B. 83rd Texas Legislature, House Bill 3812, filed March 8, 2013. (Senate Bill 1791 is identical.)

CC: Steven Manilla
Jon White
Thomas Weber
Adele Noel

¹ Nonattainment: Brazoria, Chambers, Collin, Dallas, Denton, Fort Bend, Galveston, Harris, Johnson, Kaufman, Liberty, Montgomery, Parker, Rockwall, Tarrant, Waller, and Wise.

² Near-nonattainment: Bastrop, Bexar, Caldwell, Comal, Guadalupe, Gregg, Harrison, Hays, Nueces, Rusk, San Patricio, Smith, Travis, Upshur, Victoria, Williamson and Wilson.

Travis County, Texas
LIRAP and LIP funding, 2006-2012

	Revenues	Expenditures				
Fiscal	Fees	Vehicle Repair		Vehicle Replacement		LIP
Year	Returned (\$)	Number (#)	Amount (\$)	Number (#)	Amount (\$)	Amount (\$)
2006	952,378.00	478	174,929.00	16	15,721.00	n/a
2007	1,819,433.00	495	241,644.00	12	11,805.00	n/a
2008	1,817,159.00	222	113,357.00	530	1,589,325.00	373,217.48
2009	3,000,000.00	242	431,530.00	508	1,565,029.00	443,325.66
2010	2,099,294.00	376	200,911.00	684	2,059,500.00	443,325.66
2011	1,778,617.00	223	116,092.00	286	860,000.00	390,410.57
2012	169,872.00	395	216,726.00	70	210,000.00	19,011.00
TOTAL	11,466,881.00	2431	1,495,189.00	2106	6,311,380.00	1,669,290.37
2013	169,872.00	233	130,776.00	32	96,000.00	19,011.00
*2013 reported between Jan 1 - Feb. 28.						

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a county air quality fee imposed at the time of an
3 emissions-related inspection.

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

5 SECTION 1. Subchapter G, Chapter 382, Health and Safety Code,
6 is amended by adding Section 382.221 to read as follows:

7 Sec. 382.221. COUNTY AIR QUALITY FEE. (a) An affected
8 county that has incidents approaching, or monitors incidents that
9 exceed, the eight-hour national ambient air quality standard for
10 ozone may by order adopt a county air quality fee:

11 (1) to be imposed at the time an emissions-related
12 inspection is performed in the county; and

13 (2) to be used by the county only for:

14 (A) a low-income vehicle repair assistance,
15 retrofit, and accelerated vehicle retirement program under Section
16 382.209; or

17 (B) local initiative projects under Section
18 382.220(b).

19 (b) A county that adopts a fee under this section shall
20 notify the Department of Public Safety, in a manner determined by

1 the department, of the fee and the fee amount not later than the
2 60th day before the date the county imposes the fee.

3 (c) The amount of the fee may not exceed the amount of a fee
4 assessed for an emissions-related inspection under Section 548.505,
5 Transportation Code.

6 SECTION 2. Subchapter H, Chapter 548, Transportation Code, is
7 amended by adding Section 548.5056 to read as follows:

8 Sec. 548.5056. COUNTY AIR QUALITY FEE. (a) After receiving
9 notice that a county has adopted a county air quality fee under
10 Section 382.221, Health and Safety Code, the department shall:

11 (1) notify inspection stations located in the county of
12 the fee; and

13 (2) require the inspection stations to:

14 (A) charge the fee; and

15 (B) remit the fee to the department.

16 (b) The department shall remit to a county that imposes a fee
17 under this section revenue the department receives from the
18 inspection stations in the county under this section.

19 (c) The department may not send revenue received from an
20 inspection station under this section to the comptroller or credit
21 to an account or fund in the state treasury revenue received from
22 an inspection station under this section.

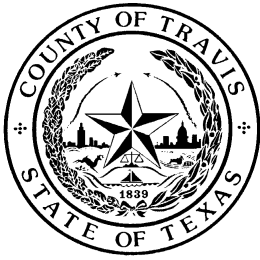
23 (d) A fee imposed under this section is not a Clean Air Act
24 fee.

1 (e) The department may deduct for administrative costs an
2 amount of not more than two percent of the fees collected under
3 this section.

4 SECTION 3. Section 548.508, Transportation Code, is amended
5 to read as follows:

6 Sec. 548.508. DISPOSITION OF FEES. Except as provided by
7 Sections 382.0622 and 382.202, Health and Safety Code, and Sections
8 [Section] 548.5055[,] and 548.5056, each fee collected by the
9 department under this subchapter shall be deposited to the credit
10 of the Texas mobility fund.

11 SECTION 4. This Act takes effect September 1, 2013.



Intergovernmental Relations

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TO: Travis County Commissioners Court
THROUGH: Deece Eckstein, Coordinator, Intergovernmental Relations
DATE: Thursday, April 4, 2013 for Tuesday, April 9, 2013
RE: Legislation related to county authority to regulate fireworks

SUGGESTED MOTION

That the Travis County Commissioners Court oppose HB 1813, HB 3236, HB 3429, and HB 3557, and direct IGR to communicate its opposition to members of the Texas Legislature.

Add the following to the **Emergency Services** subsection of the **Policy Positions** section:

Oppose legislation that would further limit county authority to regulate fireworks to protect public health and safety.

Summary and IGR Coordinator Recommendation

House Bill 107 by Harless is bracketed to Harris County and expands the authority of the commissioners court to regulate fireworks in the unincorporated area of the county "to promote public health, safety, and welfare." The bill was heard in the County Affairs Committee and left pending on March 28, 2103. IGR does not have a recommendation about this bill.

Right before the filing deadline, several bills were filed to reduce or even eliminate county authority to regulate fireworks. These bills were filed at the request of the fireworks industry, and are similar to legislation that has been filed in the past.

As the Court well knows, county authority to regulate fireworks is very limited. IGR recommends that the Court oppose all these bills and, further, that it amend the Legislative Agenda to reflect its opposition to these and similar efforts.

Travis County Fire Marshal Hershel Lee has provided comments on all the bills and has also submitted backup information about fireworks and the risk of fire. He will be available to answer any of the Court's questions.

Issues and Opportunities

HB 3236

This bill proposes to amend Local Government Code Section 352.081 (Outdoor Burning), Occupations Code Chapter 2154 (Fireworks) And Government Code Section 418.108(i) (Declaration of local disaster to regulate fireworks)

- This bill would add a section to LGC 352.081 to clarify that a local burn ban declaration does not relate to permissible fireworks.
- This bill would also repeal LGC 352.051 which allows a county to regulate the sale and use of "restricted fireworks."
- This bill would repeal GC 418.108(i) which allows a County judge to further regulate fireworks by a local disaster declaration.
- This bill adds a definition for "drought conditions" to Occupations Code. The definition is very similar to what is currently found in LGC 352.051. The bill also adds a definition for "Restricted Fireworks" to occupations Code. The definition is similar to the current definition in LGC 352.051.
- This bill would amend Occupations Code 2154 to have the State Fire Marshal adopt and enforce rules related to possession and transport of less than 1,000 pounds of Fireworks 1.4G and would have the State Fire Marshal adopt and enforce rules regulating the use of "restricted fireworks" during times of drought instead of LGC 352.

This bill would drastically limit a Commissioners Court and County Judge's control over fireworks.

HB 3429

This bill would spell out specific limitations on types of fireworks at specific levels on the KBDI scale but goes on to repeal Government Code Section 418.108 (Local Disaster Declaration to regulate fireworks)

- This bill would do away with the June 15 and December 15 deadline for Court action to regulate "restricted fireworks." The bill leaves in the 575 KBDI level to regulate "restricted fireworks."
- It adds two additional levels for further regulation. If the KBDI reaches 675, Court could adopt an order to shorten the fireworks selling season to 5 days. If a KBDI of

750 were reached, Court could adopt an additional order limiting the sale of fireworks to ground and hand held fireworks only.

The two new KBDI levels and control are not feasible in my opinion.

- The entire selling season is 10 days. My understanding of Court functions is that an action item must be on the agenda for action to be taken. Unless the Court is allowed to forecast the KBDI and put the item on the agenda, there would never be time for action to be taken with these two new proposals.
- Almost all fireworks, probably around 90 per cent, are sold in the last 24 hours of a sales season. Limiting a season to the last five days would have minimal effect on the amount of fireworks sold in any given season.
- Many hand held fireworks, such as sparklers and Roman Candles, are capable of starting fires. When the drought index reaches 750, all fireworks are dangerous.

This bill would also change Civil Court jurisdiction to Brazos County in suits related to accuracy of determination of drought conditions.

This bill would repeal Govt. Code 418.108(i) – Local disaster declaration to regulate fireworks.

HB 3557

This bill would repeal Government Code Section 418.108(i) and Local Govt. Code Section 352.051.

This bill would prevent local control of fireworks regulation through the declaration of a local disaster. This bill would also repeal LGC 352.052 which allows a Court to regulate “restricted fireworks.”

HB 1813

This bill amends Local Government Code Section 342.003 by adding subsection (c). The added subsection would prevent a municipality from confiscating packaged, unopened fireworks.

This bill would not affect Travis County except where Travis County might be enforcing city ordinances by contract or interlocal agreement. The bill proposes limiting the authority of a municipality by denying authority to confiscate packaged, unopened fireworks, even when the city prohibits the fireworks.

ATTACHMENTS

- A. Travis County Fire Marshal, “Texas Fire Incident Reporting System (TexFIRS) and Travis County: Weather, Fireworks and Fire Data Report, 2004-2012.”

CC: Danny Hobby, Hershel Lee

TexFirs & Travis County

Weather, Fireworks & Fire Data Report

2004-2012



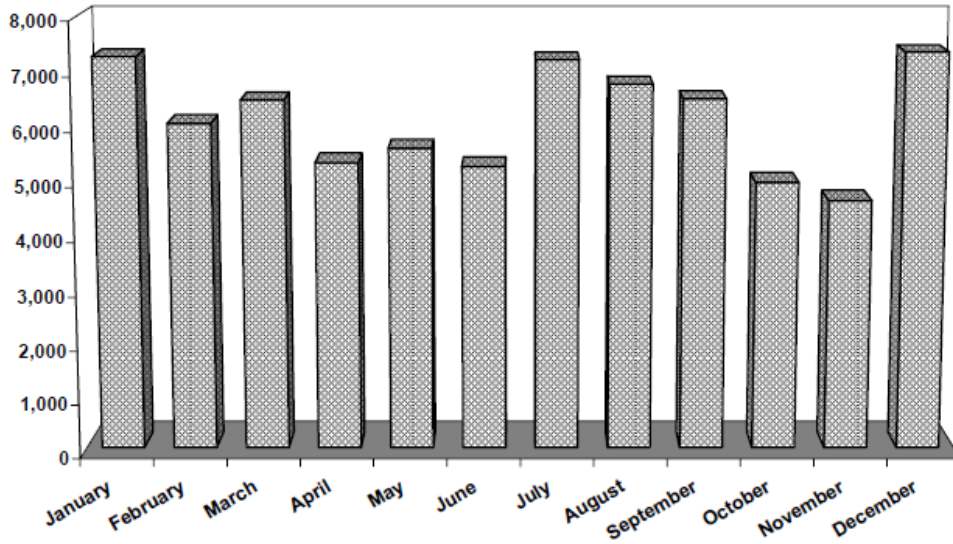
SFMO TexFir January 2004- December 2004	3
SFMO TexFir January 2005- December 2005	4
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SFMO TexFir January 2012- December 2012	11
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Travis County Outdoor Fires June 1, 2011- July 15, 2011	26

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January 2004 –December 2004

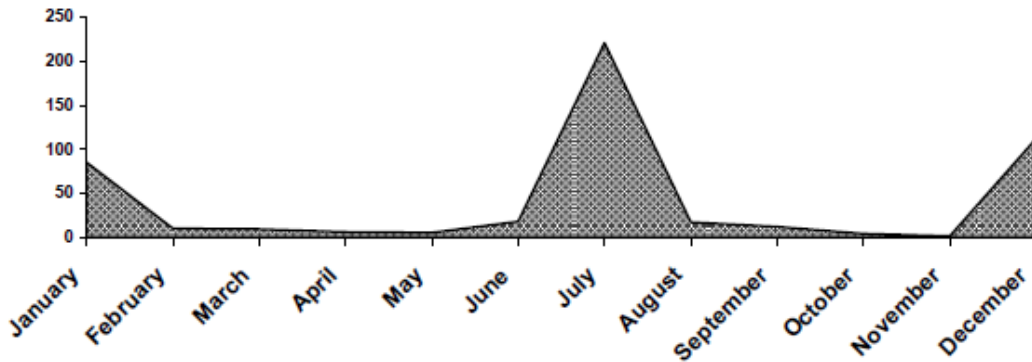
State Fire Marshal's Office Texas Fire Incident Reporting System, Textfirs

Total Fires by Month



Fires Caused by Fireworks by Month

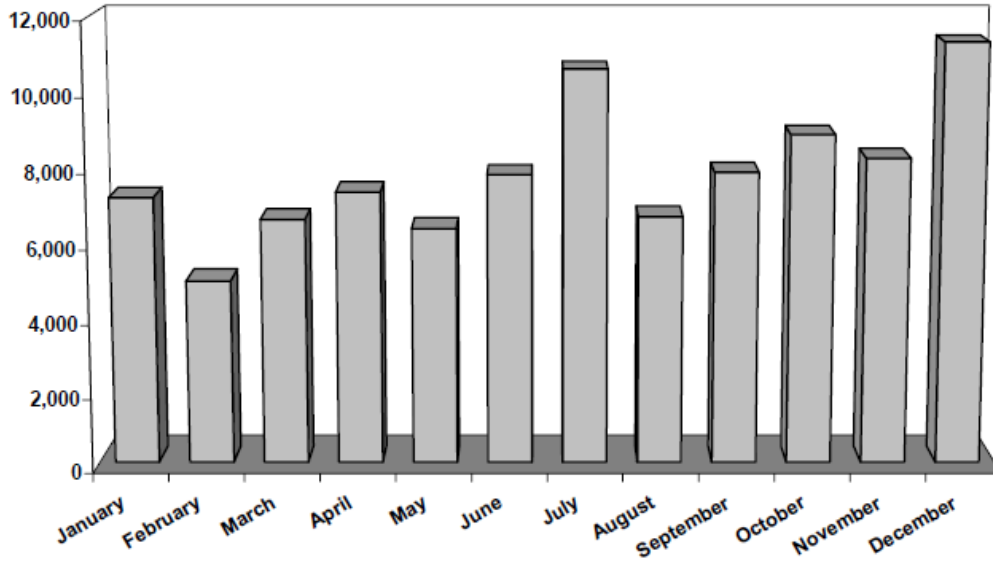
Most fires caused by fireworks, 44%, occurred during the month of July.



January 2005 –December 2005

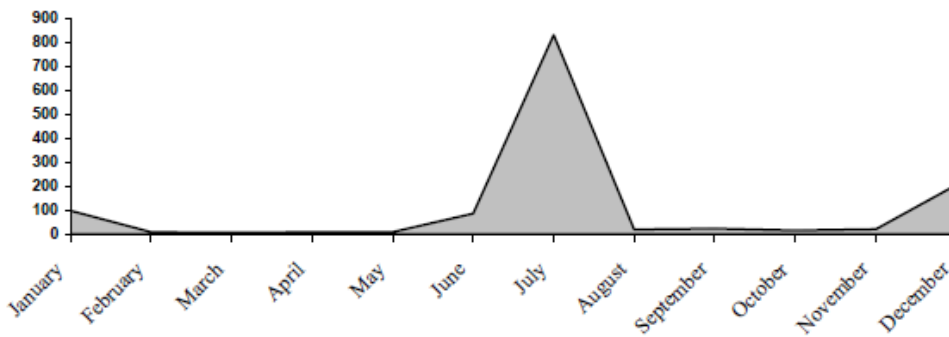
State Fire Marshal's Office Texas Fire Incident Reporting System, Texfirs

Total Fires by Month



Fires Caused by Fireworks by Month

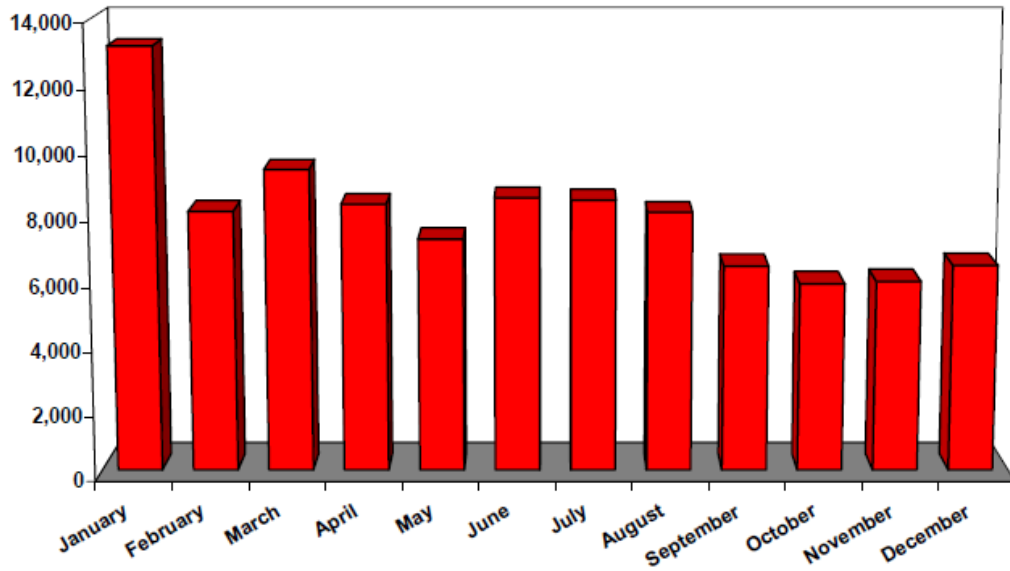
Most fires caused by fireworks, 62%, occurred during the month of July.



January 2006 –December 2006

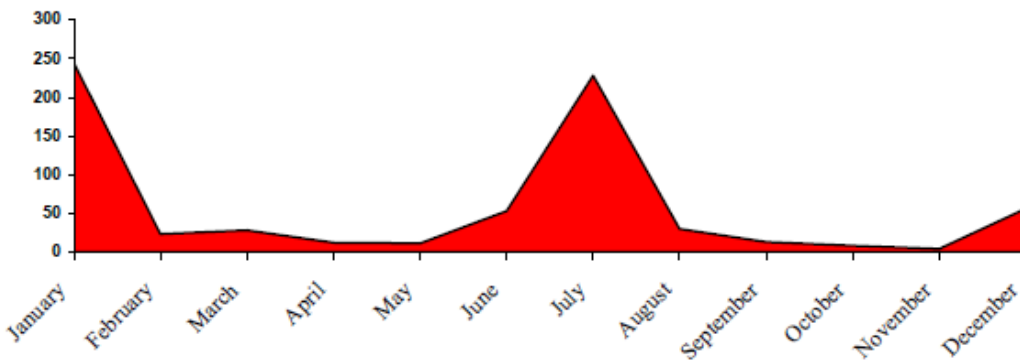
State Fire Marshal's Office Texas Fire Incident Reporting System, Textfirs

Total Fires by Month



Fires Caused by Fireworks by Month

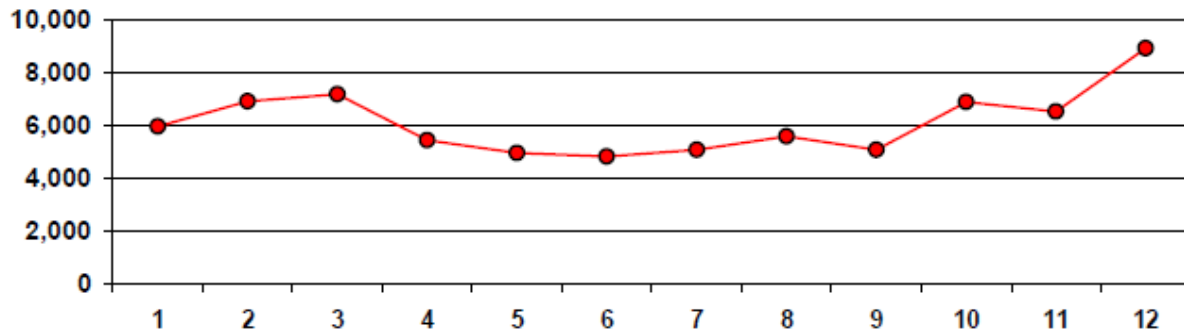
Most fires caused by fireworks, 34%, occurred during the month of January.



January 2007 –December 2007

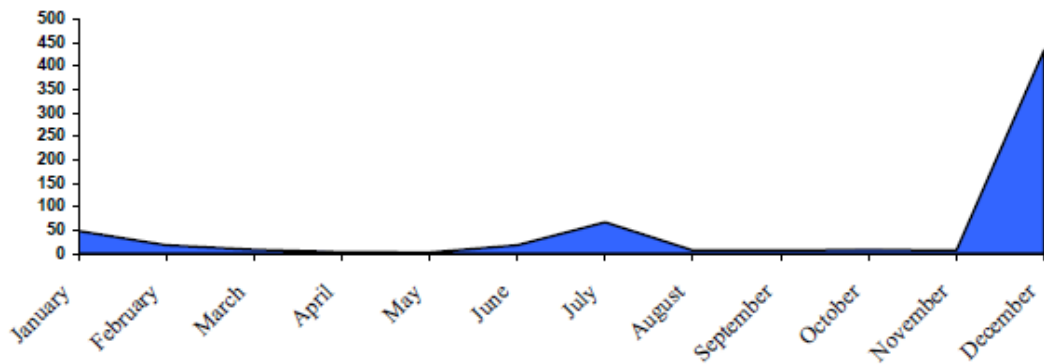
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Total Fires by Month



Fires Caused by Fireworks by Month

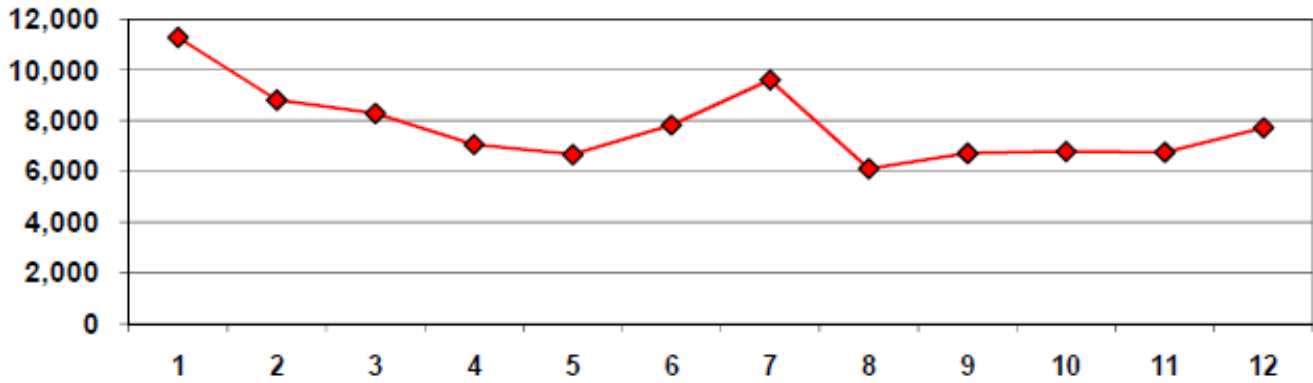
Most fires caused by fireworks, 69%, occurred during the month of December.



January 2008 –December 2008

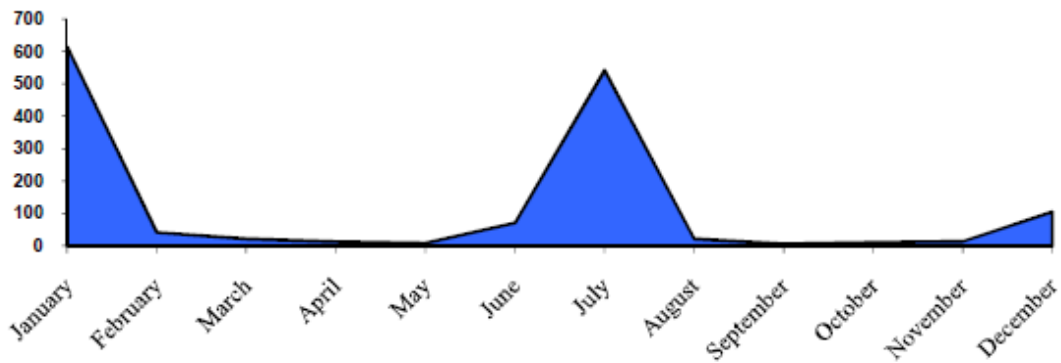
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Total Fires by Month



Fires Caused by Fireworks by Month

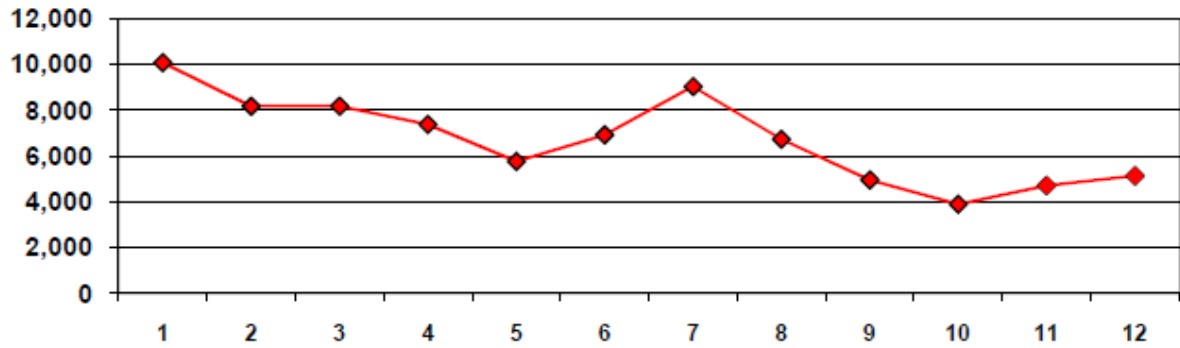
Most fires caused by fireworks, 42%, occurred during the month of January.



January 2009 –December 2009

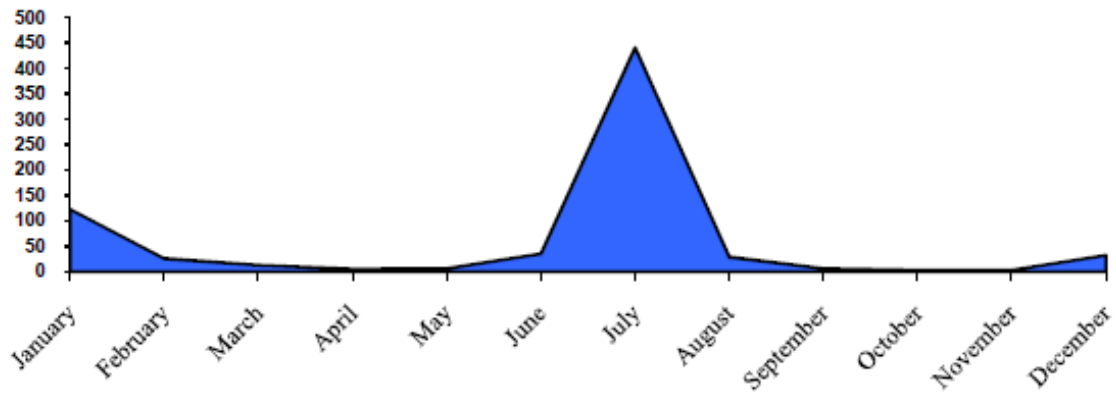
State Fire Marshal's Office Texas Fire Incident Reporting System, Texfir

Total Fires by Month



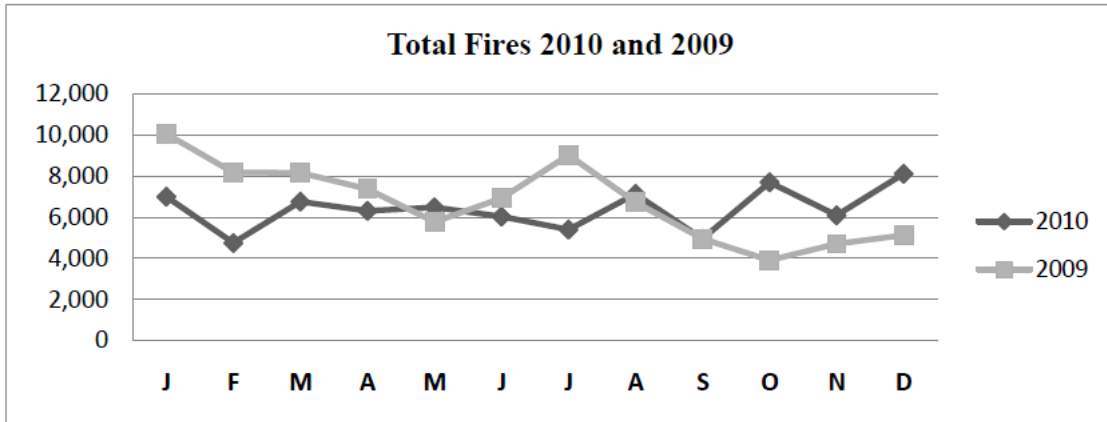
Fires Caused by Fireworks by Month

Most fires caused by fireworks, 61%, occurred during the month of July.



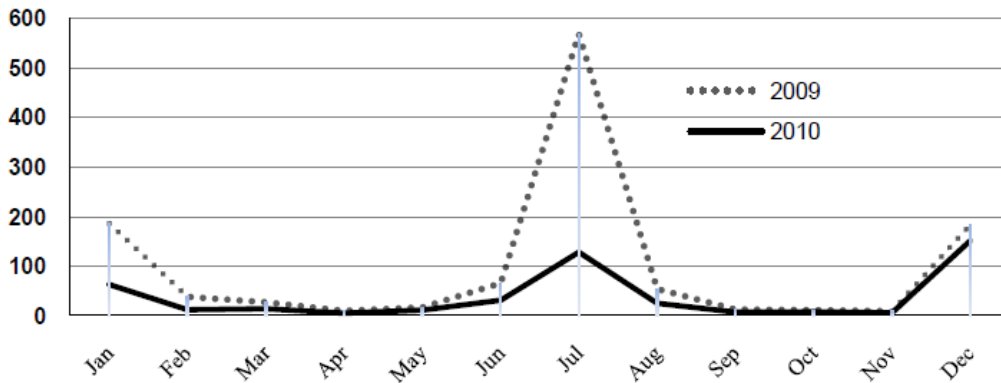
January 2010 –December 2010

State Fire Marshal's Office Texas Fire Incident Reporting System, Texfir



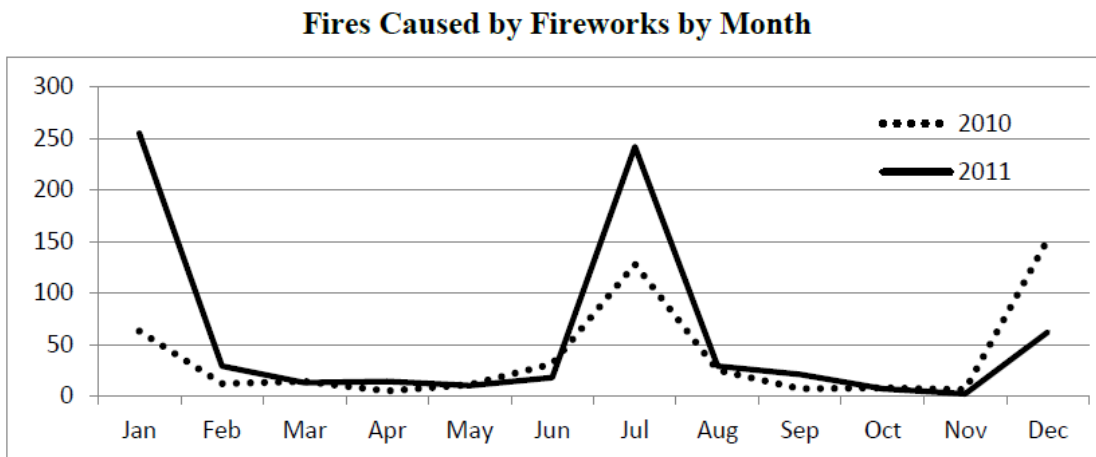
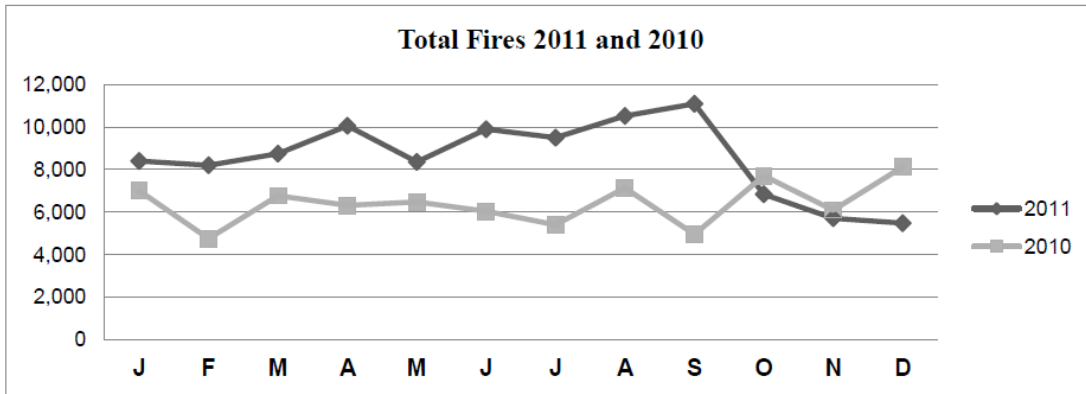
Fires Caused by Fireworks by Month

In 2010, most fires caused by fireworks, 33%, occurred during the month of **December**, a change from July of 2009.



January 2011 –December 2011

State Fire Marshal's Office Texas Fire Incident Reporting System, Texfir



January 2012 –December 2012
State Fire Marshal's Office Texas Fire Incident Reporting System, Texfir

Data not available as of 12/2012

June 1, 2004- July 15, 2004						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
June 1, 2004	290	97	2	0		
June 2, 2004	304	95	2	0.01		
June 3, 2004	280	92	2	0.64		
June 4, 2004	287	92	3	0.02		
June 5, 2004	243	89	2	0.25		
June 6, 2004	255	91.5	3	0		
June 7, 2004	266	89	0	0.39		
June 8, 2004	233	78	0	2.1		
June 9, 2004	94	81	3	1.04		
June 10, 2004	12	89	2	1.19		
June 11, 2004	21	89	8	0		
June 12, 2004	35	90.5	0	0		
June 13, 2004	49	90.5	1	0		
June 14, 2004	64	90.5	2	0		
June 15, 2004	77	87.5	4	0		
June 16, 2004	88	90	5	0		
June 17, 2004	101	90.5	7	0		
June 18, 2004	114	92.5	1	0		
June 19, 2004	129	92	4	0		
June 20, 2004	142	92.5	2	0		
June 21, 2004	156	91.5	4	0		
June 22, 2004	169	86	0	0.19		
June 23, 2004	182	86	5	0		
June 24, 2004	191	87.5	2	0		
June 25, 2004	204	85.5	0	0.82		
June 26, 2004	170	85.5	2	0.22		
June 27, 2004	108	85.5	2	0		
June 28, 2004	89	88.5	2	0.07		
June 29, 2004	95	77.5	4	0.12		
June 30, 2004	42	84	0	1.49		
July 1, 2004	39	89.5	0	1.38		
July 2, 2004	51	91.5	0	0		
July 3, 2004	64	90	1	0		
July 4, 2004	76	91	12	0		
July 5, 2004	89	91	4	0		
July 6, 2004	103	92	6	0		
July 7, 2004	117	92	5	0		
July 8, 2004	131	92	4	0		
July 9, 2004	145	90.5	1	0		
July 10, 2004	158	91	3	0.01		
July 11, 2004	171	90.5	1	0		
July 12, 2004	181	91	1	0.03		
July 13, 2004	193	93	3	0		
July 14, 2004	205	95.5	1	0		
July 15, 2004	220	95	3	0		
				9.97	Total Rainfall	

December 1, 2004- January 15, 2005						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
December 1, 2004	6	57.5	2	0		
December 2, 2004	8	65	1	0		
December 3, 2004	11	55	3	0		
December 4, 2004	12	65	12	0		
December 5, 2004	15	66	0	0.22		
December 6, 2004	19	73.5	0	0.2		
December 7, 2004	18	71.5	3	0.06		
December 8, 2004	23	63.5	5	0		
December 9, 2004	26	79.5	7	0		
December 10, 2004	33	69.5	8	0		
December 11, 2004	37	71	7	0		
December 12, 2004	42	79	11	0		
December 13, 2004	50	58	1	0		
December 14, 2004	51	51.5	4	0		
December 15, 2004	52	55	0	0		
December 16, 2004	53	57	2	0		
December 17, 2004	54	62	4	0		
December 18, 2004	57	67	5	0		
December 19, 2004	60	64.5	7	0		
December 20, 2004	63	69.5	11	0		
December 21, 2004	67	75.5	4	0		
December 22, 2004	73	44.5	1	0.21		
December 23, 2004	71	42.5	4	0		
December 24, 2004	71	34.5	4	0		
December 25, 2004	71	51	3	0		
December 26, 2004	71	63.5	2	0		
December 27, 2004	74	65	10	0		
December 28, 2004	77	72	4	0		
December 29, 2004	81	73	5	0		
December 30, 2004	86	72.5	8	0		
December 31, 2004	90	79	16	0		
January 1, 2005	97	75.5	19	0		
January 2, 2005	102	73	3	0.16		
January 3, 2005	103	78	3	0.24		
January 4, 2005	108	78.5	3	0.03		
January 5, 2005	114	71.5	0	0.07		
January 6, 2005	111	39	1	0.02		
January 7, 2005	109	59.5	2	0		
January 8, 2005	111	59.5	8	0		
January 9, 2005	113	69.5	14	0		
January 10, 2005	117	74	2	0.01		
January 11, 2005	122	79.5	3	0		
January 12, 2005	129	73.5	4	0		
January 13, 2005	130	58.5	6	0		
January 14, 2005	135	57	3	0		
January 15, 2005	136	56	6	0		
				1.22	Total Rainfall	

June 1, 2005- July 15, 2005						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
June 1, 2005	178	88	0	0.35		
June 2, 2005	186	90.5	3	0		
June 3, 2005	195	88.5	5	0		
June 4, 2005	203	92.5	5	0		
June 5, 2005	215	93	7	0		
June 6, 2005	227	92.5	3	0		
June 7, 2005	239	93.5	5	0.07		
June 8, 2005	251	93	3	0		
June 9, 2005	263	92	6	0		
June 10, 2005	274	93	3	0		
June 11, 2005	285	94	8	0		
June 12, 2005	295	93.5	2	0		
June 13, 2005	306	91.5	3	0		
June 14, 2005	315	95.5	5	0		
June 15, 2005	327	97	5	0		
June 16, 2005	339	97	6	0		
June 17, 2005	350	97	6	0		
June 18, 2005	362	96.5	6	0		
June 19, 2005	374	96	6	0		
June 20, 2005	386	95	5	0		
June 21, 2005	396	95	4	0		
June 22, 2005	406	95.5	8	0		
June 23, 2005	416	96.5	11	0		
June 24, 2005	425	96	4	0		
June 25, 2005	434	95.5	7	0		
June 26, 2005	443	96	9	0		
June 27, 2005	452	96	5	0		
June 28, 2005	461	96.5	7	0	Yes	
June 29, 2005	469	98	10	0	Yes	
June 30, 2005	477	100	3	0	Yes	
July 1, 2005	485	101.5	8	0	Yes	
July 2, 2005	495	102	8	0	Yes	
July 3, 2005	505	101	37	0	Yes	
July 4, 2005	515	101.5	68	0	Yes	
July 5, 2005	524	99	22	0	Yes	
July 6, 2005	534	103.5	21	0	Yes	
July 7, 2005	541	104	12	0	Yes	
July 8, 2005	539	95.5	8	0.14	Yes	
July 9, 2005	549	97	8	0	Yes	
July 10, 2005	555	98	11	0	Yes	
July 11, 2005	561	100.5	6	0	Yes	
July 12, 2005	567	99	7	0.05	Yes	
July 13, 2005	573	100.5	0	0	Yes	
July 14, 2005	578	100.5	8	0	Yes	
July 15, 2005	542	91	7	0	Yes	
				0.61	Total Rainfall	

December 1, 2005- January 15, 2006						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
December 1, 2005	617	64	3	0	YES	
December 2, 2005	618	74	4	0	YES	
December 3, 2005	619	82	6	0	YES	
December 4, 2005	621	60	6	0	YES	
December 5, 2005	622	56	4	0	YES	
December 6, 2005	622	60.5	13	0	YES	Restricted
December 7, 2005	622	47.5	2	0.02	YES	Restricted
December 8, 2005	622	35.5	4	0	YES	Restricted
December 9, 2005	622	43	9	0.04	YES	Restricted
December 10, 2005	622	72	11	0	YES	Restricted
December 11, 2005	623	66.5	13	0	YES	Restricted
December 12, 2005	624	71	4	0	YES	Restricted
December 13, 2005	625	72	6	0	YES	Restricted
December 14, 2005	626	68.5	4	0	YES	Restricted
December 15, 2005	627	59.5	17	0	YES	Restricted
December 16, 2005	627	49.5	12	0	YES	Restricted
December 17, 2005	627	48.5	10	0	YES	Restricted
December 18, 2005	627	55.5	11	0	YES	Restricted
December 19, 2005	627	57	9	0	YES	Restricted
December 20, 2005	627	53	10	0	YES	Restricted
December 21, 2005	627	58	11	0	YES	Restricted
December 22, 2005	627	64	7	0	YES	Restricted
December 23, 2005	628	74	8	0	YES	Restricted
December 24, 2005	629	73.5	31	0	YES	Restricted
December 25, 2005	630	75	23	0	YES	Restricted
December 26, 2005	631	80.5	19	0	YES	Restricted
December 27, 2005	633	77	14	0	YES	Restricted
December 28, 2005	635	74.5	18	0	YES	Restricted
December 29, 2005	636	74.5	16	0	YES	Restricted
December 30, 2005	637	74.5	26	0	YES	Restricted
December 31, 2005	638	77.5	49	0	YES	Restricted
January 1, 2006	639	84.5	44	0	YES	Restricted
January 2, 2006	642	79.5	36	0	YES	
January 3, 2006	643	86	14	0	YES	Disaster
January 4, 2006	646	79	25	0	YES	Disaster
January 5, 2006	647	70.5	21	0	YES	Disaster
January 6, 2006	648	66.5	13	0	YES	Disaster
January 7, 2006	649	79	31	0	YES	Disaster
January 8, 2006	650	79	16	0	YES	Disaster
January 9, 2006	652	80.5	10	0	YES	Disaster
January 10, 2006	653	63.5	10	0	YES	Disaster
January 11, 2006	654	74.5	20	0	YES	Disaster
January 12, 2006	655	77	8	0	YES	Disaster
January 13, 2006	656	67	10	0	YES	Disaster
January 14, 2006	657	69.5	13	0	YES	Disaster
January 15, 2006	658	73.5	20	0	YES	Disaster
				0.06	Total Rainfall	

June 1, 2006- July 15, 2006						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
June 1, 2006	331	82.5	1	0.02		
June 2, 2006	316	90.5	6	0		
June 3, 2006	325	93.5	1	0		
June 4, 2006	335	94.5	8	0		
June 5, 2006	346	95	1	0		
June 6, 2006	357	96	5	0		
June 7, 2006	368	97.5	5	0		
June 8, 2006	380	97.5	6	0		
June 9, 2006	392	96.5	7	0		
June 10, 2006	403	96.5	4	0		
June 11, 2006	413	96.5	8	0		
June 12, 2006	424	98	4	0		
June 13, 2006	434	101.5	8	0		Restricted
June 14, 2006	447	97	4	0		Restricted
June 15, 2006	456	98.5	5	0		Restricted
June 16, 2006	466	94.5	13	0		Restricted
June 17, 2006	474	94.5	0	0.49		Restricted
June 18, 2006	328	94.5	0	0.72		Restricted
June 19, 2006	339	94	3	0		Restricted
June 20, 2006	350	88	1	0.02		Restricted
June 21, 2006	339	91	1	0.01		Restricted
June 22, 2006	327	93.5	0	0		Restricted
June 23, 2006	334	95	2	0		Restricted
June 24, 2006	343	88	0	0.39		Restricted
June 25, 2006	337	95	6	0		Restricted
June 26, 2006	345	92.5	4	0		Restricted
June 27, 2006	353	90	4	0		Lifted
June 28, 2006	361	93	8	0		
June 29, 2006	371	92.5	1	0		
June 30, 2006	380	94	3	0		
July 1, 2006	389	91.5	6	0		
July 2, 2006	390	88	3	0		
July 3, 2006	393	88	8	0		
July 4, 2006	400	90.5	5	0		
July 5, 2006	379	91	7	0.42		
July 6, 2006	387	93	4	0		
July 7, 2006	385	91	2	0		
July 8, 2006	393	93	5	0		
July 9, 2006	402	96	9	0		
July 10, 2006	412	96	0	0		
July 11, 2006	422	97.5	4	0		
July 12, 2006	432	97.5	5	0		
July 13, 2006	442	97.5	1	0		
July 14, 2006	452	96.5	2	0		
July 15, 2006	461	98	11	0		
				2.07	Total Rainfall	

December 1, 2006- January 15, 2007						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
December 1, 2006	404	57	10	0	YES	
December 2, 2006	405	58	13	0	YES	
December 3, 2006	406	53	8	0	YES	
December 4, 2006	407	53	9	0	YES	
December 5, 2006	407	73	5	0	YES	
December 6, 2006	407	73	9	0	YES	
December 7, 2006	407	45.5	8	0	YES	
December 8, 2006	408	54.5	16	0	YES	
December 9, 2006	408	54	25	0	YES	
December 10, 2006	409	55.5	6	0	YES	
December 11, 2006	409	74.5	2	0	YES	
December 12, 2006	409	74.5	11	0.01	YES	Restricted
December 13, 2006	410	76.5	3	0	YES	Restricted
December 14, 2006	410	76.5	5	0	YES	Restricted
December 15, 2006	411	80	8	0	YES	Restricted
December 16, 2006	411	79.5	13	0	YES	Restricted
December 17, 2006	411	79.5	6	0	YES	Restricted
December 18, 2006	412	79.5	10	0	YES	Restricted
December 19, 2006	412	67.5	11	0.01	YES	Restricted
December 20, 2006	412	67	9	0.08	YES	Restricted
December 21, 2006	413	63.5	7	0	YES	Restricted
December 22, 2006	413	56	12	0	YES	Restricted
December 23, 2006	413	47	6	0	YES	Restricted
December 24, 2006	306	55	2	1.12	YES	Restricted
December 25, 2006	267	55	3	0.12	YES	Restricted
December 26, 2006	266	60	17	0	YES	Restricted
December 27, 2006	267	68	9	0	YES	Restricted
December 28, 2006	269	72.5	11	0	YES	Restricted
December 29, 2006	273	72.5	2	0	YES	Restricted
December 30, 2006	161	57	9	0.52	YES	Restricted
December 31, 2006	162	60.5	26	0	YES	Restricted
January 1, 2007	163	57	23	0	YES	Restricted
January 2, 2007	164	54	13	0		Lifted
January 3, 2007	165	53.5	9	0		
January 4, 2007	89	65	3	1.09		
January 5, 2007	92	79.5	9	0		
January 6, 2007	99	50.5	6	0		
January 7, 2007	106	61	9	0.12		
January 8, 2007	108	64.5	6	0		
January 9, 2007	110	64	6	0		
January 10, 2007	112	68	9	0		
January 11, 2007	114	73	4	0		
January 12, 2007	118	69.5	6	0.19		
January 13, 2007	102	41.5	3	1.31		
January 14, 2007	25	36	3	0.36		
January 15, 2007	6	31	0	1.2		

June 1, 2007- July 15, 2007						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
June 1, 2007	53	89	5	0		
June 2, 2007	67	89.5	9	0		
June 3, 2007	80	91.5	6	0		
June 4, 2007	18	88.5	5	1.16		
June 5, 2007	25	88.5	5	0.2		
June 6, 2007	38	89	1	0		
June 7, 2007	51	92	0	0		
June 8, 2007	66	93	9	0		
June 9, 2007	82	92	8	0		
June 10, 2007	97	92.5	0	0		
June 11, 2007	112	91.5	10	0		
June 12, 2007	126	91.5	3	0		
June 13, 2007	139	93.5	6	0		
June 14, 2007	154	93	2	0		
June 15, 2007	163	90	3	0.52		
June 16, 2007	127	83.5	2	1.1		
June 17, 2007	111	89	2	0		
June 18, 2007	111	91.5	0	0.03		
June 19, 2007	125	93.5	2	0		
June 20, 2007	139	80.5	3	1.03		
June 21, 2007	89	85	2	0.01		
June 22, 2007	79	84	6	0.01		
June 23, 2007	77	86	2	0.14		
June 24, 2007	81	89	1	0.18		
June 25, 2007	86	82.5	3	0.41		
June 26, 2007	45	90.5	1	0.06		
June 27, 2007	37	90	1	1.96		
June 28, 2007	33	83	6	0.16		
June 29, 2007	35	89.5	6	0		
June 30, 2007	48	90.5	8	0.01		
July 1, 2007	69	91	9	0		
July 2, 2007	74	87	4	0		
July 3, 2007	71	83.5	7	0.25		
July 4, 2007	37	81	7	1.51		
July 5, 2007	29	84.5	4	0.06		
July 6, 2007	25	88	1	0.01		
July 7, 2007	25	89	3	0		
July 8, 2007	35	89	7	0.55		
July 9, 2007	45	90.5	0	0		
July 10, 2007	60	92	2	0		
July 11, 2007	75	92.5	1	0		
July 12, 2007	91	93.5	4	0		
July 13, 2007	107	92	7	0		
July 14, 2007	121	86.5	10	0.27		
July 15, 2007	115	92	5	0		
				9.63	Total Rainfall	

December 1, 2007- January 15, 2008						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
December 1, 2007	459	75.5	9	0.03		
December 2, 2007	461	84.5	12	0.01		
December 3, 2007	466	62.5	14	0		
December 4, 2007	467	70.5	11	0		
December 5, 2007	469	79	11	0		
December 6, 2007	472	74	10	0		
December 7, 2007	475	78.5	8	0		
December 8, 2007	479	82.5	14	0		
December 9, 2007	482	80.5	7	0.1		
December 10, 2007	486	49.5	6	0.01		
December 11, 2007	486	79.5	7	0.03		
December 12, 2007	482	47	1	0.01		
December 13, 2007	479	60.5	4	0		
December 14, 2007	480	58.5	3	0		
December 15, 2007	471	58	9	0		
December 16, 2007	472	54	6	0		
December 17, 2007	472	59	15	0		
December 18, 2007	473	75.5	7	0		
December 19, 2007	476	68.5	7	0		
December 20, 2007	479	74.5	22	0		
December 21, 2007	481	76.5	15	0		
December 22, 2007	484	69	35	0		
December 23, 2007	487	55.5	17	0		
December 24, 2007	487	60.5	16	0		
December 25, 2007	488	66	22	0		
December 26, 2007	490	57.5	8	0		
December 27, 2007	490	60	17	0		
December 28, 2007	491	60	21	0.02		
December 29, 2007	492	60	12	0		
December 30, 2007	493	69	45	0		
December 31, 2007	495	73	181	0		
January 1, 2008	497	55.5	212	0		
January 2, 2008	499	49.5	32	0		
January 3, 2008	499	53	29	0		
January 4, 2008	499	78.5	25	0		
January 5, 2008	500	78.5	34	0		
January 6, 2008	503	75.5	9	0		
January 7, 2008	505	79	10	0		
January 8, 2008	507	74	17	0.14	YES	
January 9, 2008	509	68	8	0	YES	
January 10, 2008	510	69	13	0	YES	
January 11, 2008	511	68.5	21	0	YES	
January 12, 2008	513	71.5	30	0	YES	
January 13, 2008	515	63.5	30	0	YES	
January 14, 2008	516	62.5	9	0	YES	
January 15, 2008	517	53	5	0	YES	
				0.35	Total Rainfall	

June 1, 2008- July 15, 2008						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
June 1, 2008	453	98.5	5	0		
June 2, 2008	461	100	10	0		
June 3, 2008	472	99	19	0		
June 4, 2008	482	98.5	10	0		
June 5, 2008	491	95	7	0		
June 6, 2008	498	84.5	4	0.06		
June 7, 2008	505	99	13	0.01		
June 8, 2008	512	98.5	14	0		
June 9, 2008	520	99.5	12	0		
June 10, 2008	529	100.5	26	0	YES	
June 11, 2008	538	99.5	6	0	YES	
June 12, 2008	546	98.5	6	0	YES	
June 13, 2008	553	98.5	10	0	YES	
June 14, 2008	560	98.5	13	0	YES	
June 15, 2008	567	100	17	0	YES	
June 16, 2008	575	100	11	0	YES	
June 17, 2008	582	100.5	9	0	YES	
June 18, 2008	589	101.5	14	0	YES	
June 19, 2008	596	101	12	0	YES	
June 20, 2008	603	92.5	8	0	YES	
June 21, 2008	606	96	19	0	YES	
June 22, 2008	603	99	24	0	YES	
June 23, 2008	609	99	6	0	YES	
June 24, 2008	615	97.5	11	0	YES	
June 25, 2008	620	99.5	7	0	YES	
June 26, 2008	626	99.5	9	0	YES	
June 27, 2008	631	100.5	10	0	YES	
June 28, 2008	636	100	5	0	YES	
June 29, 2008	642	99.5	21	0	YES	
June 30, 2008	602	93.5	12	0.21	YES	
July 1, 2008	606	97	9	0	YES	
July 2, 2008	611	92	5	0	YES	
July 3, 2008	613	96	10	0	YES	
July 4, 2008	616	94	47	0	YES	
July 5, 2008	620	96	48	0	YES	
July 6, 2008	625	95.5	14	0.01	YES	
July 7, 2008	629	96	21	0	YES	
July 8, 2008	628	95	4	0	YES	
July 9, 2008	616	98.5	4	0.03	YES	
July 10, 2008	621	96.5	6	0	YES	
July 11, 2008	626	99	14	0	YES	
July 12, 2008	631	100	12	0	YES	
July 13, 2008	636	100.5	8	0	YES	
July 14, 2008	642	103	10	0	YES	
July 15, 2008	647	100.5	3	0	YES	
				0.32	Total Rainfall	

December 1, 2008- January 15, 2009						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
December 1, 2008	658	52	7	0	YES	
December 2, 2008	658	50	17	0	YES	
December 3, 2008	659	68	18	0	YES	
December 4, 2008	661	56	10	0	YES	
December 5, 2008	661	42.5	15	0	YES	
December 6, 2008	661	44.5	21	0	YES	
December 7, 2008	661	49.5	18	0	YES	
December 8, 2008	662	63	9	0	YES	
December 9, 2008	663	69.5	19	0	YES	Restricted
December 10, 2008	664	49.5	6	0.07	YES	Restricted
December 11, 2008	666	44	7	0	YES	Restricted
December 12, 2008	667	46.5	18	0	YES	Restricted
December 13, 2008	669	58.5	11	0	YES	Restricted
December 14, 2008	669	69	18	0	YES	Restricted
December 15, 2008	671	55.5	11	0	YES	Restricted
December 16, 2008	671	31	12	0	YES	Restricted
December 17, 2008	671	44	11	0	YES	Restricted
December 18, 2008	671	57.5	13	0	YES	Restricted
December 19, 2008	671	67	3	0.02	YES	Restricted
December 20, 2008	672	69	5	0	YES	Restricted
December 21, 2008	673	56.5	10	0	YES	Restricted
December 22, 2008	673	35	14	0	YES	Restricted
December 23, 2008	673	38.5	6	0.02	YES	Restricted
December 24, 2008	673	59	12	0	YES	Restricted
December 25, 2008	674	57	8	0	YES	Restricted
December 26, 2008	675	70.5	18	0	YES	Restricted
December 27, 2008	677	70.5	30	0	YES	Restricted
December 28, 2008	678	49	21	0.06	YES	Restricted
December 29, 2008	678	47	20	0	YES	Restricted
December 30, 2008	679	52.5	8	0	YES	Restricted
December 31, 2008	679	62	38	0	YES	Restricted
January 1, 2009	680	55	34	0	YES	Restricted
January 2, 2009	681	63.5	15	0	YES	
January 3, 2009	682	71	23	0	YES	
January 4, 2009	684	60.5	7	0	YES	
January 5, 2009	684	39.5	0	0.18	YES	
January 6, 2009	670	50	2	0.37	YES	
January 7, 2009	661	48	7	0	YES	
January 8, 2009	662	57.5	15	0	YES	
January 9, 2009	663	70	7	0	YES	
January 10, 2009	665	60.5	13	0	YES	
January 11, 2009	665	46	19	0	YES	
January 12, 2009	665	43.5	15	0	YES	
January 13, 2009	665	50	12	0	YES	
January 14, 2009	665	45	14	0	YES	
January 15, 2009	666	46.5	6	0	YES	

				0.72	Total Rainfall	
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June 1, 2009- July 15, 2009						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
June 1, 2009	419	78.5	7	0.01		
June 2, 2009	428	81	10	0		
June 3, 2009	422	79	10	0.47		
June 4, 2009	430	75	10	0		
June 5, 2009	437	75.5	2	0		
June 6, 2009	445	79	11	0		
June 7, 2009	454	81.5	7	0		
June 8, 2009	462	82.5	14	0		
June 9, 2009	470	83	5	0		
June 10, 2009	478	84	5	0		
June 11, 2009	488	85	7	0		
June 12, 2009	435	81.5	4	0.7		
June 13, 2009	444	86	15	0		
June 14, 2009	455	86	2	0		
June 15, 2009	466	86	8	0		
June 16, 2009	476	86.5	1	0		
June 17, 2009	486	87.5	9	0		
June 18, 2009	495	87	6	0		
June 19, 2009	505	86.5	6	0		
June 20, 2009	514	87	7	0		
June 21, 2009	523	87	10	0		
June 22, 2009	532	86	10	0		
June 23, 2009	540	86.5	7	0	YES	Voluntary
June 24, 2009	549	87.5	6	0	YES	Voluntary
June 25, 2009	559	88	6	0	YES	Voluntary
June 26, 2009	570	88.5	16	0	YES	Voluntary
June 27, 2009	579	90.5	18	0	YES	Voluntary
June 28, 2009	587	89.5	16	0	YES	Voluntary
June 29, 2009	595	89	21	0	YES	Voluntary
June 30, 2009	603	88.5	13	0.25	YES	Voluntary
July 1, 2009	568	82.5	4	0.03	YES	Voluntary
July 2, 2009	552	84	16	0	YES	Voluntary
July 3, 2009	561	87.5	21	0	YES	Voluntary
July 4, 2009	569	90	74	0	YES	Voluntary
July 5, 2009	578	90	34	0	YES	
July 6, 2009	587	90	15	0	YES	
July 7, 2009	593	87	7	0	YES	
July 8, 2009	599	89	16	0	YES	
July 9, 2009	605	90.5	13	0	YES	
July 10, 2009	613	90.5	19	0	YES	
July 11, 2009	620	88.5	11	0	YES	
July 12, 2009	626	87.5	16	0	YES	
July 13, 2009	632	88.5	16	0	YES	
July 14, 2009	637	89.5	13	0	YES	
July 15, 2009	643	87.5	8	0	YES	
				1.46	Total Rainfall	

December 1, 2009- January 15, 2010						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
December 1, 2009	40	48	2	0.45		
December 2, 2009	10	43	6	0.53		
December 3, 2009	11	40	1	0		
December 4, 2009	11	41	4	0		
December 5, 2009	11	34.5	7	0		
December 6, 2009	12	44	8	0.04		
December 7, 2009	13	50.5	1	0		
December 8, 2009	14	46.5	2	0.03		
December 9, 2009	15	48	3	0.01		
December 10, 2009	16	35.5	3	0		
December 11, 2009	16	41.5	7	0		
December 12, 2009	16	46	2	0.09		
December 13, 2009	17	57	3	0.01		
December 14, 2009	21	64.5	2	0		
December 15, 2009	24	53.5	2	0		
December 16, 2009	25	41	0	0		
December 17, 2009	18	46	1	0.27		
December 18, 2009	11	49.5	1	0		
December 19, 2009	14	50.5	4	0		
December 20, 2009	17	46	4	0		
December 21, 2009	20	53.5	7	0		
December 22, 2009	24	62	4	0		
December 23, 2009	29	66.5	3	0		
December 24, 2009	31	55	3	0.19		
December 25, 2009	31	37	6	0		
December 26, 2009	31	40.5	5	0		
December 27, 2009	33	40.5	2	0		
December 28, 2009	35	42	7	0		
December 29, 2009	36	41	3	0.29		
December 30, 2009	12	49	5	0.12		
December 31, 2009	14	52.5	14	0		
January 1, 2010	16	50.5	22	0		
January 2, 2010	18	41.5	13	0		
January 3, 2010	20	47	14	0		
January 4, 2010	22	37	4	0		
January 5, 2010	24	35	15	0		
January 6, 2010	26	42.5	5	0		
January 7, 2010	28	39	11	0		
January 8, 2010	30	29	10	0		
January 9, 2010	32	25.5	12	0		
January 10, 2010	34	31	12	0		
January 11, 2010	36	38	12	0		
January 12, 2010	38	47	14	0		
January 13, 2010	40	52	7	0		
January 14, 2010	42	52.5	4	0.02		
January 15, 2010	14	53	0	0.57		
				2.62	Total Rainfall	

June 1, 2010- July 15, 2010						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
June 1, 2010	302	95	2	0		
June 2, 2010	313	95	1	0		
June 3, 2010	265	95	0	1.06		
June 4, 2010	253	93	3	0		
June 5, 2010	266	95	1	0		
June 6, 2010	277	94	1	0		
June 7, 2010	290	95	2	0		
June 8, 2010	301	93	1	0.01		
June 9, 2010	237	87	0	0.47		
June 10, 2010	193	92	0	0		
June 11, 2010	206	92	0	0		
June 12, 2010	219	93	1	0		
June 13, 2010	232	93	0	0		
June 14, 2010	245	94	3	0		
June 15, 2010	257	94	0	0		
June 16, 2010	270	95	1	0		
June 17, 2010	282	95	3	0		
June 18, 2010	292	94	2	0		
June 19, 2010	304	96	0	0		
June 20, 2010	316	96	3	0		
June 21, 2010	327	96	2	0		
June 22, 2010	338	96	2	0		
June 23, 2010	349	96	0	0		
June 24, 2010	360	97	1	0		
June 25, 2010	369	96	1	0		
June 26, 2010	381	98	2	0		
June 27, 2010	392	98	4	0		
June 28, 2010	403	99	2	0		
June 29, 2010	372	99	1	0.8		
June 30, 2010	255	88	1	0		
July 1, 2010	227	88	2	0.26		
July 2, 2010	201	87	1	0.92		
July 3, 2010	122	91	0	0.3		
July 4, 2010	129	91	5	0.13		
July 5, 2010	143	94	2	0		
July 6, 2010	158	95	0	0		
July 7, 2010	173	95	1	0		
July 8, 2010	187	94	1	0.84		
July 9, 2010	125	89	1	1.08		
July 10, 2010	103	94	3	0		
July 11, 2010	118	94	2	0		
July 12, 2010	132	94	1	0		
July 13, 2010	147	94	0	0		
July 14, 2010	161	94	0	0		
July 15, 2010	177	96	0	0		
				5.87	Total Rainfall	

December 1, 2010 January 15, 2011						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
December 1, 2010	503	66	2	0	YES	
December 2, 2010	506	72	3	0	YES	
December 3, 2010	509	75	2	0	YES	
December 4, 2010	511	77	5	0	YES	
December 5, 2010	514	77	3	0	YES	
December 6, 2010	515	56	1	0	YES	
December 7, 2010	515	57	1	0	YES	
December 8, 2010	516	56	1	0	YES	
December 9, 2010	517	64	0	0	YES	
December 10, 2010	518	72	2	0	YES	
December 11, 2010	520	72	2	0	YES	
December 12, 2010	522	67	2	0	YES	
December 13, 2010	523	62	2	0	YES	
December 14, 2010	523	70	2	0	YES	Voluntary
December 15, 2010	525	74	1	0	YES	Voluntary
December 16, 2010	528	76	1	0	YES	Voluntary
December 17, 2010	529	59	1	0	YES	Voluntary
December 18, 2010	529	56	7	0	YES	Voluntary
December 19, 2010	529	66	3	0	YES	Voluntary
December 20, 2010	530	77	0	0	YES	Voluntary
December 21, 2010	532	80	3	0	YES	Voluntary
December 22, 2010	535	82	5	0	YES	Voluntary
December 23, 2010	536	65	10	0	YES	Voluntary
December 24, 2010	537	60	0	0.63	YES	Voluntary
December 25, 2010	492	54	4	0.07	YES	Voluntary
December 26, 2010	492	49	1	0	YES	Voluntary
December 27, 2010	492	56	1	0	YES	Voluntary
December 28, 2010	493	59	0	0.04	YES	Voluntary
December 29, 2010	491	67	0	0.13	YES	Voluntary
December 30, 2010	493	71	4	0	YES	Voluntary
December 31, 2010	496	72	16	0	YES	Voluntary
January 1, 2011	498	66	41	0	YES	Voluntary
January 2, 2011	500	56	11	0	YES	
January 3, 2011	500	57	2	0	YES	
January 4, 2011	501	58	1	0	YES	
January 5, 2011	502	69	2	0.03	YES	
January 6, 2011	504	69	7	0	YES	
January 7, 2011	505	74	2	0	YES	
January 8, 2011	508	76	5	0	YES	
January 9, 2011	385	63	2	1.31	YES	
January 10, 2011	379	47	0	0	YES	
January 11, 2011	379	39	0	0.01	YES	
January 12, 2011	379	42	1	0	YES	
January 13, 2011	379	40	2	0	YES	
January 14, 2011	379	44	1	0	YES	
January 15, 2011	378	49	0	0.26	YES	
				2.48	Total Rainfall	

June 1, 2011- July 15, 2011						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
June 1, 2011	616	99	4	0	YES	
June 2, 2011	620	98	4	0	YES	
June 3, 2011	626	99	5	0	YES	
June 4, 2011	631	101	0	0	YES	
June 5, 2011	636	101	1	0	YES	
June 6, 2011	640	103	3	0	YES	
June 7, 2011	646	104	3	0	YES	
June 8, 2011	651	101	3	0	YES	
June 9, 2011	655	97	3	0	YES	
June 10, 2011	659	98	3	0	YES	
June 11, 2011	663	98	0	0	YES	
June 12, 2011	667	99	3	0	YES	
June 13, 2011	671	100	3	0	YES	
June 14, 2011	675	102	8	0	YES	Restricted /Disaster
June 15, 2011	679	103	3	0	YES	Restricted /Disaster
June 16, 2011	684	103	2	0	YES	Restricted /Disaster
June 17, 2011	688	103	3	0	YES	Restricted /Disaster
June 18, 2011	692	104	3	0	YES	Restricted /Disaster
June 19, 2011	697	102	2	0	YES	Restricted /Disaster
June 20, 2011	701	104	7	0	YES	Restricted /Disaster
June 21, 2011	704	100	1	0	YES	Restricted /Disaster
June 22, 2011	569	99	4	0.94	YES	Disaster
June 23, 2011	573	94	2	0	YES	Disaster
June 24, 2011	579	98	2	0	YES	Disaster
June 25, 2011	584	97	2	0	YES	Disaster
June 26, 2011	590	97	0	0	YES	Disaster
June 27, 2011	596	100	1	0	YES	Disaster
June 28, 2011	602	102	1	0	YES	Disaster
June 29, 2011	608	102	2	0	YES	Disaster
June 30, 2011	613	99	2	0	YES	Disaster
July 1, 2011	618	100	0	0	YES	Disaster
July 2, 2011	623	100	2	0	YES	Disaster
July 3, 2011	628	102	2	0	YES	Disaster
July 4, 2011	634	104	4	0	YES	Disaster
July 5, 2011	639	103	4	0	YES	Disaster
July 6, 2011	644	103	4	0	YES	
July 7, 2011	649	103	6	0	YES	
July 8, 2011	654	102	2	0	YES	
July 9, 2011	658	104	0	0	YES	
July 10, 2011	663	101	2	0	YES	
July 11, 2011	667	102	3	0	YES	
July 12, 2011	671	102	4	0	YES	
July 13, 2011	676	101	5	0	YES	
July 14, 2011	680	103	4	0	YES	
July 15, 2011	684	104	4	0	YES	
				0.94	Total Rainfall	

December 1, 2011 January 15, 2012						
	KBDI	Average Temp	Fires	Rainfall	Burn Ban	Firework Restrictions
December 1, 2010	526	73	6	0		
December 2, 2010	527	53	8	0.74		
December 3, 2010	527	66	6	0.07		
December 4, 2010	505	45	4	0.4		
December 5, 2010	464	40	1	0.4		
December 6, 2010	458	35	3	0		
December 7, 2010	458	51	5	0		
December 8, 2010	458	56	6	0		
December 9, 2010	459	62	1	0		
December 10, 2010	459	51	11	0		
December 11, 2010	451	52	7	0.01		
December 12, 2010	451	56	4	0		
December 13, 2010	451	64	2	0.01		
December 14, 2010	453	70	4	0.19		
December 15, 2010	450	56	4	0.57		
December 16, 2010	439	53	1	0.02		
December 17, 2010	440	58	5	0		
December 18, 2010	441	59	8	0		
December 19, 2010	442	66	1	0.18		
December 20, 2010	424	55	2	0.11		
December 21, 2010	423	50	2	0		
December 22, 2010	398	66	4	0.69		
December 23, 2010	397	40	4	0		
December 24, 2010	398	43	4	0.02		
December 25, 2010	388	45	2	0.07		
December 26, 2010	388	53	6	0		
December 27, 2010	387	63	6	0		
December 28, 2010	388	66	11	0		
December 29, 2010	390	68	9	0		
December 30, 2010	392	73	8	0		
December 31, 2010	395	78	32	0		
January 1, 2011	397	60	13	0		
January 2, 2011	400	57	8	0		
January 3, 2011	401	61	6	0		
January 4, 2011	402	65	9	0		
January 5, 2011	404	67	11	0		
January 6, 2011	406	74	4	0		
January 7, 2011	409	66	6	0		
January 8, 2011	411	61	8	0		
January 9, 2011	397	46	5	0.49		
January 10, 2011	355	55	2	0.02		
January 11, 2011	355	74	6	0		
January 12, 2011	356	45	9	0		
January 13, 2011	356	55	10	0		
January 14, 2011	357	66	7	0		
January 15, 2011	359	64	13	0		
				3.99	Total Rainfall	

Travis County Outdoor Fires Data was generated from the following agencies:

KBDI	Texas Forest Service
Average Temperature	Texas Forest Service
Number of Fires	City of Austin Fire Communications Center
Rainfall	Texas Forest Service

For questions or concerns in regards to the
Weather, Fireworks, and Fire Data Report, please feel free to contact:

Hershel Lee
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(512) 854-4621

Janie Brooks
Deputy Fire Marshal
Travis County
Janie.Brooks@co.travis.tx.us
(512) 854-4642

By: Harless

H.B. No. 107

A BILL TO BE ENTITLED

AN ACT

relating to the regulation by certain counties of the sale and use of fireworks; providing penalties.

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

SECTION 1. Subchapter C, Chapter 352, Local Government Code, is amended by adding Section 352.052 to read as follows:

Sec. 352.052. ADDITIONAL REGULATION OF FIREWORKS IN CERTAIN COUNTIES. (a) In this section, "fireworks" means any composition or device designed for entertainment to produce a visible or audible effect by combustion, explosion, deflagration, or detonation.

(b) This section does not apply to:

(1) toy pistols, toy canes, toy guns, or other devices that use paper or plastic caps in sheets, strips, rolls, or individual caps containing not more than an average of 25/100 of a grain of explosive composition for each cap and that are approved for transportation according to 49 C.F.R. Part 173 (1996);

(2) model rockets and model rocket motors designed, sold, and used for the purpose of propelling recoverable aero models;

(3) propelling or expelling charges consisting of a mixture of sulfur, charcoal, and potassium nitrate;

(4) novelties and trick noisemakers;

(5) the sale, at wholesale, of any type of fireworks by

1 a resident manufacturer, distributor, importer, or jobber if the
2 fireworks are intended for shipment directly out of state in
3 accordance with the regulations of the United States Department of
4 Transportation;

5 (6) the sale, and use in emergency situations, of
6 pyrotechnic signaling devices or distress signals for marine,
7 aviation, or highway use;

8 (7) the use of fusee and railway torpedoes by
9 railroads;

10 (8) the sale of blank cartridges for use in radio,
11 television, film, or theater productions, for signal or ceremonial
12 purposes in athletic events, or for industrial purposes;

13 (9) the use of any pyrotechnic device by military
14 organizations; or

15 (10) a public fireworks display conducted by a
16 licensed pyrotechnic operator.

17 (c) This section applies only to a county with a population
18 of 3.3 million or more.

19 (d) To promote public health, safety, and welfare, the
20 commissioners court of a county by order may prohibit or otherwise
21 regulate the sale or use of fireworks in the unincorporated area of
22 the county.

23 (e) A person who violates a prohibition or regulation
24 adopted by the county under this section is liable to the county for
25 a civil penalty of not more than \$100 for each violation. Each day a
26 violation continues is considered a separate violation for purposes
27 of assessing the civil penalty. A county may bring suit in a

1 district court to recover a civil penalty authorized by this
2 subsection.

3 (f) A person commits an offense if the person intentionally
4 or knowingly violates a prohibition or regulation adopted under
5 this section by the commissioners court. An offense under this
6 subsection is a Class C misdemeanor.

7 (g) Authority under this section is cumulative of other
8 authority that a county has to regulate the sale or use of fireworks
9 and does not limit that other authority.

10 SECTION 2. This Act takes effect immediately if it receives
11 a vote of two-thirds of all the members elected to each house, as
12 provided by Section 39, Article III, Texas Constitution. If this
13 Act does not receive the vote necessary for immediate effect, this
14 Act takes effect September 1, 2013.

By: Lucio III

H.B. No. 1813

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of a municipality to confiscate packaged
3 fireworks.

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

5 SECTION 1. Section 342.003, Local Government Code, is
6 amended by adding Subsection (c) to read as follows:

7 (c) Subsection (a)(8) does not authorize a municipality to
8 confiscate packaged, unopened fireworks.

9 SECTION 2. Subchapter B, Chapter 342, Local Government
10 Code, is amended by adding Section 342.013 to read as follows:

11 Sec. 342.013. CONFISCATION OF PACKAGED FIREWORKS
12 PROHIBITED. A home-rule municipality that regulates fireworks may
13 not confiscate packaged, unopened fireworks.

14 SECTION 3. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2013.

By: Ritter

H.B. No. 3236

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of fireworks.

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

SECTION 1. Section 352.081(f), Local Government Code, is amended to read as follows:

(f) This section does not apply to outdoor burning activities:

(1) related to public health and safety that are authorized by the Texas Natural Resource Conservation Commission for:

(A) firefighter training;

(B) public utility, natural gas pipeline, or mining operations; or

(C) planting or harvesting of agriculture crops;

~~or~~

(2) that are conducted by a prescribed burn manager certified under Section 153.048, Natural Resources Code, and meet the standards of Section 153.047, Natural Resources Code; or

(3) related to igniting permissible fireworks described by Section 2154.003, Occupations Code.

SECTION 2. Section 2154.001, Occupations Code, is amended by adding Subdivisions (3-a) and (16-a) to read as follows:

(3-a) "Drought conditions" means the existence of a long-term deficit of moisture with a measurement under the

1 Keetch-Byram Drought Index of 575 or greater.

2 (16-a) "Restricted fireworks" means fireworks
3 classified under 49 C.F.R. Section 173.100(r)(2) (10-1-86 edition)
4 as "skyrockets with sticks" and "missiles with fins."

5 SECTION 3. Section 2154.052(b), Occupations Code, is
6 amended to read as follows:

7 (b) The commissioner shall adopt and the state fire marshal
8 shall administer rules the commissioner considers necessary for the
9 protection, safety, and preservation of life and property,
10 including rules regulating:

11 (1) the issuance of licenses and permits to persons
12 engaged in manufacturing, selling, storing, possessing, or
13 transporting fireworks in this state;

14 (2) the possession and transportation of less than
15 1,000 pounds of Fireworks 1.4G by consumers and sellers;

16 (3) the use of restricted fireworks in a county where
17 drought conditions exist immediately preceding and during the
18 fireworks season;

19 (4) the conduct of public fireworks displays; and

20 (5) [~~(3)~~] the safe storage of Fireworks 1.3G and
21 Fireworks 1.4G.

22 SECTION 4. The following laws are repealed:

23 (1) Section 418.108(i), Government Code; and

24 (2) Section 352.051, Local Government Code.

25 SECTION 5. The repeal by this Act of Section 352.051, Local
26 Government Code, does not apply to an offense committed under that
27 section before the effective date of this Act. An offense committed

1 before that date is covered by the law in effect on the date the
2 offense was committed, and the former law is continued in effect for
3 that purpose.

4 SECTION 6. This Act takes effect September 1, 2013.

By: Lucio III

H.B. No. 3429

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of fireworks during a drought and under a declaration of local disaster.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS

SECTION 1. Section 352.051, Local Government Code, SUBCHAPTER C. FIREWORKS, is amended as follow:

Sec. 352.051. REGULATION OF [~~RESTRICTED~~] FIREWORKS DURING DROUGHT. (a) For the purposes of this section the following definitions shall apply:

(1) "Restricted fireworks" means only those items classified under 49 C.F.R. Sec. 173.100(r)(2) (10-1-86 edition), as "skyrockets with sticks" and "missiles with fins".

(2) "Drought conditions" means the existence immediately preceding or during the fireworks season of a Keetch-Byram Drought Index of 575 or greater.

(b)(1) The Texas Forest Service in the ordinary course of its activities shall determine whether drought conditions, as defined under Subsection (a)(2), exist on average in any county requesting such a determination. The Texas Forest Service shall make available the measurement index guidelines used to determine whether drought conditions exist in a particular area. Following any determination that such drought conditions exist, the Texas Forest Service shall notify said county or counties when such drought conditions no longer exist. The Texas Forest Service shall

1 make its services available each day during the Fourth of July and
2 December fireworks seasons to respond to the request of any county
3 for a determination whether drought conditions exist on average in
4 the county.

5 (2) The Texas Forest Service shall be allowed to take
6 such donations of equipment or funds as necessary to aid in the
7 carrying out of this section.

8 (c) Upon a determination by the Texas Forest Service under
9 this section that drought conditions exist on average in a
10 specified county, the commissioners court of the county by order
11 may prohibit or restrict the sale or use of certain ~~[restricted]~~
12 fireworks in the unincorporated area of the county only in
13 accordance with the following provisions~~[-]~~:

14 (1) during a Keetch-Byram Drought Index of 575 or
15 greater a commissioners court may adopt an order prohibiting the
16 sale or use of restricted fireworks;

17 (2) during a Keetch-Byram Drought Index of 675 or
18 greater during a fireworks season, a commissioners court may adopt
19 an additional order limiting the dates of sell of permissible
20 fireworks to June 30 through July 4 for the Fourth of July fireworks
21 season or December 27 through January 1 for the December fireworks
22 season;

23 (3) during a Keetch-Byram Drought Index of 750 or
24 greater, a commissioners court may adopt an additional order
25 limiting the sale or use of fireworks to ground and handheld
26 fireworks only, as defined by NFPA and APA manuals.

27 ~~[In addition, during the December fireworks season, the~~

1 ~~commissioners court of a county by order may restrict or prohibit~~
2 ~~the sale or use of restricted fireworks in specified areas when~~
3 ~~conditions on rural acreage in the county not under cultivation for~~
4 ~~a period of at least 12 months are determined to be extremely~~
5 ~~hazardous for the danger of fire because of high grass or dry~~
6 ~~vegetation.]~~

7 ~~[(d) To facilitate compliance with an order adopted under~~
8 ~~Subsection (c), the order must be adopted before:]~~

9 ~~[(1) April 25 of each year for the Cinco de Mayo~~
10 ~~fireworks season,]~~

11 ~~[(2) June 15 of each year for the Fourth of July~~
12 ~~fireworks season, and]~~

13 ~~[(3) December 15 of each year for each December~~
14 ~~fireworks season.]~~

15 (e) An order issued under this section shall expire upon
16 determination as provided under Subsection (b) that such drought
17 conditions no longer exist.

18 (f) When a county issues an order restricting or prohibiting
19 the sale or use of ~~restricted~~ fireworks under this section, the
20 county may designate one or more areas of appropriate size and
21 accessibility in the county as safe areas where the use of
22 ~~restricted~~ fireworks subject to a commissioners court order is
23 not prohibited, and the legislature encourages a county to
24 designate such an area for that purpose. The safe area may be
25 provided by the county, a municipality within the county, or an
26 individual, business, or corporation. A safe area may be designated
27 in and provided in the geographic area of the regulatory

1 jurisdiction of a municipality if the activity conducted in the
2 safe area is authorized by general law or a municipal regulation or
3 ordinance. An area is considered safe if adequate public safety and
4 fire protection services are provided to the area. A county,
5 municipality, individual, business, or corporation is not liable
6 for injuries or damages resulting from the designation,
7 maintenance, or use of the safe area.

8 (g) A person selling any type of fireworks, including
9 restricted fireworks, in a county that has adopted an order under
10 Subsection (c) shall, at every location at which the person sells
11 fireworks in the county, provide reasonable notice of the order and
12 reasonable notice of any location designated under Subsection (f)
13 as a safe area.

14 (h) An affected party is entitled to injunctive relief to
15 prevent the violation or threatened violation of a requirement or
16 prohibition established by an order adopted under this section.

17 (i) A person commits an offense if the person knowingly or
18 intentionally violates a prohibition established by an order issued
19 under this section. An offense under this subsection is a Class C
20 misdemeanor.

21 (j) A civil action against a county based on the county's
22 actions under this section must be brought in the appropriate court
23 in that county~~[-]~~, unless the action includes a contested fact
24 issue regarding the existence or accuracy of a determination of
25 drought conditions by the Texas Forest Service, in which case the
26 action must be brought in Brazos County, but the Texas Forest
27 Service shall not be joined as a party.

1 SECTION 2. Section 418.108(i), Government Code, is
2 repealed.

3 SECTION 3. This act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2013.

By: Ritter

H.B. No. 3557

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authority of a county to regulate certain fireworks
3 during a drought.

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

5 SECTION 1. The following laws are repealed:

6 (1) Section 418.108(i), Government Code; and

7 (2) Section 352.051, Local Government Code.

8 SECTION 2. The repeal by this Act of Section 352.051, Local
9 Government Code, does not apply to an offense committed under that
10 section before the effective date of this Act. An offense committed
11 before that date is covered by the law in effect on the date the
12 offense was committed, and the former law is continued in effect for
13 that purpose.

14 SECTION 3. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2013.

Overview of “Transparency” Bills
83rd Texas Legislature, Regular Session

With considerable fanfare, legislative leaders joined Comptroller Susan Combs on February 7 to announce the filing of four bills they said were “aimed at improving government transparency and empowering taxpayers to make informed decisions about taxes and public debt.”

As expected, none of the bills address transparency in state government. [House Bill 14](#) (by Jim Pitts, R-Waxahachie) and [Senate Bill 14](#) (by Tommy Williams, R-The Woodlands) affect local government budgeting and issuance of debt. [House Bill 13](#) (by Bill Callegari, R-Katy) and [Senate Bill 13](#) (by Robert Duncan, R-Lubbock) affect public pension systems. The four bills are the most visible of a series of bills that have been filed regarding transparency in local government debt.

HB 14/SB 14 – Relevant Provisions¹

SECTION 4 (page 5, line 26 to page 6, line 11) requires the Comptroller to publish the sales and use and property tax rates of every political subdivision. The Comptroller will aggregate information already required to be posted by local assessor-collectors.²

SECTION 5 (page 6, line 12 to page 7, line 13) prohibits the attorney general from approving a local security until the attorney general receives written notification from the Bond Review Board that the board has received information on the local security from the issuing governmental body or has agreed to a later date of submission of the information.

SECTIONS 6 through 8 (page 7, line 14 to page 9, line 1) change the format of the annual report provided by the Bond Review Board to the Legislature.

SECTIONS 9 and 10 (page 9, lines 2-27) requires the Bond Finance Office to annually publish a local securities report and a local debt statistics report, the latter of which must be published online. Any issuer of local securities must provide requested information to the office.

¹ In addition, SECTION 17 (page 17, line 27 through page 21, line 8) imposes new requirements upon special districts, including Central Health. Those requirements amount to asking the district to undergo a Sunset review process every three years.

² SECTION 19 of the bill requires all county assessor-collectors to maintain a website on which this information is posted. *See infra*.

SECTIONS 11 and 12 (page 10, line 1 to page 11, line 21) establishes new requirements for the ballot proposition for any issuance of bonds.

SECTION 14 (page 12, line 22 to page 14, line 24) requires municipalities, counties, and other local government entities to publish extensive information on the entities' debt obligations in their annual financial reports.

SECTION 15 (page 14, line 25 to page 15, line 5) provides that a local government may not issue certificates of obligation to pay for something if, within the preceding three years, a bond election to pay for that thing has failed "except in a case of grave public necessity to meet an unusual and unforeseen condition."

SECTION 16 (page 15, line 6 to page 17, line 26) modifies the public notice requirements for local governments issuing certificates of obligation to require publication of extensive information about the issuer's debt condition.

SECTION 18 (page 21, line 9 to page 22, line 17) requires all assessor-collectors to maintain a website on which they provide information about the taxing rates of all the political subdivisions within their counties.

Other "transparency" bills filed this session

[HB 785](#) (by Davis, R-Houston) amends language in the Election Code which provides requirements from ballot propositions to issue bonds to also cover the issuance of "other debt." The bill does not define or otherwise limit what "other debt" is covered. The bill would require that the governing body specify the total debt that would accrue by a certain date and additional debt authorized on the first day of the fiscal year of the election. Without the inclusion of any contextual information, the added data may be misleading to voters and negatively impact their votes. This could severely limit Travis County's ability to finance projects with bond issuances. It is unnecessary to require posting this information on the ballot as Travis County already makes this information available to the public in other ways, and has a rather robust ballot language policy.

[HB 960](#) (by Sanford, R-McKinney) amends the Election Code to require a county's ballot proposition to issue bonds to include information about the county's debt and cash reserves. The bill would require counties to include on bond ballots their total debt owed, stated as a total amount and as a per capita amount per County population, and disclose any surplus funds held by the counties on the first day of the fiscal year in which the election is held. The required debt information placed on the ballot does not adequately paint a full picture of the County's financial position. Without the inclusion of any contextual information, the added data may be misleading to voters and negatively impact their votes. This could make it more difficult for Counties to finance

projects with bond issuances. Information about the County's financial status is already available to the public in a number of other places.

[HB 1321](#) (by Murphy, R-Houston) establishes new requirements for the ballot proposition for any issuance of bonds. It also modifies the public notice requirements for local governments issuing certificates of obligation to require publication of extensive information about the issuer's debt condition. The bill requires the inclusion of expected principle and interest payment totals on bond election ballots, which are technically contracts with voters. Some of the verbiage required could make repayment more difficult if actual payments exceed the estimates on the ballots. Making estimates of this magnitude would require the services of an actuary, which would increase administrative costs to counties. Overall, this bill would add difficult-to-estimate disclosures that could mislead voters and make it more difficult for local governments to obtain bond financing. Most of the information in these additional requirements is already available to the public.

[HB 1794](#) (by Pitts, R-Waxahachie) and [SB 1651](#) (by Williams, R-The Woodlands) require a political subdivision's ballot proposition for a bond to include a significant amount of information, including: the total amount and per capita amount of: the principal of all outstanding debt; the combined principal and interest required to pay all outstanding debt; the principal of the bonds to be authorized; and the estimated combined principal and interest required to pay the bonds to be authorized; the purpose for which the bonds are to be authorized; the estimated rate of interest for the bonds to be authorized; and the maturity date of the bonds to be authorized; and require a political subdivision issuing a bond to post a sample ballot on its website after the ballot is prepared. Without the inclusion of any contextual information, the added data may be misleading voters. In turn, this could negatively impact their votes and make it more difficult for counties to finance projects with bond issuances. It is unnecessary to add this information to the ballot as this information is already available to the public in a number of other places.

[HB 1805](#) (by Pitts, R-Waxahachie) requires the Comptroller to publish the sales and use and property tax rates of every political subdivision, using information already required to be posted electronically by local assessor-collectors. Compilation of some of this data may require the use of actuaries, which will result in an administrative cost to counties. There will also be further incurred costs due to the additional reporting requirements.

[HB 1983](#) (by Murphy, R-Houston) requires that local government's sales and use tax and tax rates be posted on their own website and the comptroller's and be updated annually. Much of this information is already available elsewhere but may require the use of an actuary to prepare some of the required estimates.

[HB 2176](#) (by Kolkhorst, R-Brenham) and [SB 1649](#) (by Williams, R-The Woodlands) place a number of restrictions and reporting requirements on debt issued via certificates of obligation. A certificate of obligation cannot be issued if the same purpose was turned down by voters in a bond election within the preceding three years. Issuers are also required to post online intent to issue certificates of obligation continuously for 45 days before the date set for the passage of the order. The notice of intent must include similar language to all other bills in the “transparency package” including per capita debt, current principal of outstanding debt, information about how to create an election petition, etc. If the number of qualified voters petitioning for a bond election is equal to 5% of the qualified voters who voted in the most recent gubernatorial election, the issuer may not authorize the issuance unless an election is held. These bills could severely limit a county’s ability to issue bonds and have a yet-undetermined, highly negative fiscal impact if the ability to issue bonds was challenged or limited.

[HB 3112](#) (by Hilderbran, R-Kerrville) and [SB 1510](#) (by Hinojosa, D-McAllen) give taxing entities a new method by which they may provide public notice before adopting an ad valorem tax rate. The county would have the option to post a notice giving the proposed tax rate, preceding year’s tax rate, effective tax rate, and rollback tax rate, along with the contact information for the tax assessor-collector and further action for hearing and rollback elections in newspaper/mail and online. The county would then be exempt from the notice and publication requirements of previous tax notice requirements and not subject to an injunction. This is a “may” not “shall,” so it gives counties the option to change the way they post tax notices.

[HB 3797](#) (by Coleman, D-Houston) provides a new method by which counties may provide notice of the county’s proposed property tax rate. The county would post a notice giving the proposed tax rate, preceding year’s tax rate, effective tax rate, and rollback tax rate, along with the contact information for the tax assessor-collector and further action for hearing and rollback elections. Notices must be posted in newspaper/mail, and online. The county would then be exempt from the notice and publication requirements of previous tax notice requirements and not subject to an injunction. This is a “may” not “shall,” so it gives counties the option to change the way they post tax notices. This is similar to HB 3112/SB 1510 but addresses a different chapter of the Local Government Code.

[SB 636](#) (by Paxton, R-McKinney) contains the provisions of SECTIONS 5-7 and 9-10 of HB 14/SB 14, *cf. supra*. The Bond Review Board will create a searchable database of the bonds and debt obligations of local governments. Counties will be required to submit extra reporting to the state; much of this data is already required and presented elsewhere, or can be easily obtained.

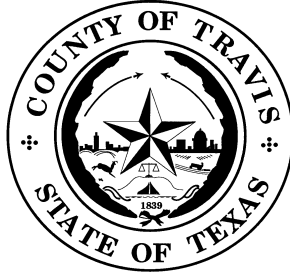
[SB 637](#) (by Paxton, R-McKinney) expands the bond election requirements which currently apply to counties and municipalities to all “taxing units,” and details certain requirements for the ballot language. It also requires that the proposition be made available online. The bill requires the inclusion of the aggregate amount of outstanding bonds and other debt, including interest, as of the date of the election. The use of an actuary would be needed to make an estimate of this magnitude; as an estimate, this could still be considered misleading to voters. Out of context and potentially unintended misleading information on ballots may influence voters against the bonds and hinder a government’s ability to use bonds. The additional reporting and an actuary could result in a significant cost to the county.

[SB 656](#) (by Paxton, R-McKinney) adds new requirements for adoption and publication of an annual budget by a county or municipality. The bill requires a cover page to accompany the budget that states whether the budget will raise more, less, or the same revenue from property taxes as the prior year; the property tax rate for the previous fiscal year; current and adopted rates; the total amount of outstanding debt obligations; and the record vote of each commissioners court member. The bill requires the county to post the budget and cover page on the county’s website along with the record vote for at least one year.

[SB 843](#) (by Paxton, R-McKinney) requires the Comptroller to make available online certain information about all taxing entities, including their boundaries, sales and use and/or property tax rates they charge, on the intranet political subdivisions that are authorized to impose ad valorem or sales and use tax or to issue bonds, notes or other obligations. Boundaries, sales and use tax rates, ad valorem tax rates total debt and the contact information. It may include a link to the political subdivisions budget, the current check registry, and the current financial audit.

[SB 1652](#) (by Williams, R-The Woodlands) requires that local government’s sales and use tax and tax rates be posted on their own website and the comptroller’s and be updated annually. Additionally, the county tax-assessor will be required to post the: adopted tax rate; maintenance and operations rate; debt rate; effective tax rate; effective maintenance and operations rate; and the rollback rate on their website for the last five tax years on their website and provide the current annual rates to the comptroller. Additional reporting could increase administrative costs to the county. Some of the information could make it more difficult for entities to manage their financing, financial position, and operations.

Resolution



WHEREAS, Travis County Government is committed to the values of public trust and accountability, honesty and openness, and sound fiscal policy; and,

WHEREAS, the Travis County Commissioners Court supports efforts to inform citizens about county government and especially the county budget and budgeting process; and,

WHEREAS, the Court recognizes that visibility into government actions and spending empowers people to participate in the political process and hold government officials accountable for their actions; and,

WHEREAS, the Court also recognizes that information is most valuable when it is in a form that the public can readily find and use and is presented in context, allowing the user to judge the meaning and significance of the information; and,

WHEREAS, several bills have been filed in the 83rd Texas Legislature, Regular Session, dealing with transparency and accountability in local government decisions, especially those concerned with the issuance of public debt; now therefore,

BE IT RESOLVED that the Travis County Commissioners Court supports legislation that will increase transparency at all levels of government in reasonable and cost-effective ways; and

BE IT FURTHER RESOLVED that the Travis County Commissioners Court will work with members of the Travis County delegation and the entire Legislature to fashion legislation to accomplish this goal.

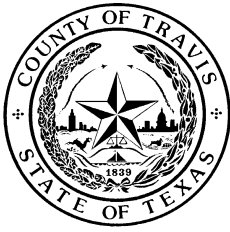
SAMUEL T. BISCOE
COUNTY JUDGE

RON DAVIS
COMMISSIONER, PCT. 1

SARAH ECKHARDT
COMMISSIONER, PCT. 2

GERALD DAUGHERTY
COMMISSIONER, PCT. 3

MARGARET J. GÓMEZ
COMMISSIONER, PCT. 4



Intergovernmental Relations

Deece Eckstein, Coordinator

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TO: Travis County Commissioners Court

THROUGH: Deece Eckstein, Coordinator, Intergovernmental Relations

DATE: Thursday, March 21, 2013 for Tuesday, March 26, 2013

RE: House Bill 2899 – sick leave pay

SUGGESTED MOTION

That the Travis County Commissioners Court oppose House Bill 2899 as filed and direct IGR and the legislative consultants to work with the author to fashion an acceptable committee substitute.

Summary and IGR Coordinator Recommendation

House Bill 2899 would require Travis County to permit sheriff's department employees to accumulate unlimited sick leave and, upon separation from the department *for any reason*, to be paid in a lump sum for the cash value of up to 720 hours of accumulated leave.

IGR recommends that the Court oppose this bill as filed, send a letter to Representative Naishtat to that effect, and direct IGR and the legislative consultants to work with Representative Naishtat's office to fashion an acceptable substitute.

Issues and Opportunities

Representative Elliott Naishtat has filed HB 2899, relating to the accumulation and payment of sick leave for employees in certain sheriff's departments. The bill applies only to Travis County, and would require the County to pay Sheriff's Department employees subject to the POPS pay scale for up to 720 hours of accumulated sick leave upon separation, computed at the highest permanent pay classification of that employee during the last six months of service. By contrast, other County employees may only be compensated for half of their accumulated sick leave up to 480 hours, i.e., a maximum of 240 hours.

The bill is silent on whether the windfall applies only to sick leave accumulated *after* the effective date of the act.

This bill is problematic on several grounds:

- ★ It **contradicts the principle of local control** by creating a state mandate on how employment benefits are determined by counties.
- ★ It creates an **unfunded mandate** on the County.
- ★ It confers that benefit on any employee “who leaves the classified service for any reason” (emphasis added), including **termination for cause**.
- ★ It **treats certain sheriff’s department employees differently** from other county employees without a legislative rationale for that distinction.
- ★ It does not clarify whether this new benefit applies only to sick leave hours earned after the **effective date**.

This bill as drafted applies only to Travis County.

Budgetary and Fiscal Impact

The bill has a significant fiscal impact on the County. Please find attached a memo from Travis Gatlin of the Planning and Budget Office. It updates an analysis he performed two years ago on similar legislation. Also attached is a spreadsheet contrasting other counties’ sick leave accumulation policies.

Legislative History

Representative Valinda Bolton filed similar legislation in 2009, [HB 3158](#). In 2011, Representative Elliott Naishtat filed the same bill, [HB 1490](#). The only difference between those bills and this one is that the newer version is bracketed to Travis County. HB 3158 died in committee; HB 1490 did not even get a hearing.

The Commissioners Court opposed both bills, as did the Conference of Urban Counties (CUC), the Texas Association of Counties (TAC) and the County Judges and Commissioners Association of Texas (CJCAT).

ATTACHMENTS:

- 1) Travis County PBO, “Impact of HB 2899.” March 19, 2013.

Travis County Intergovernmental Relations

Deece Eckstein, Coordinator

March 26, 2013, Page 3

- 2) Draft letter to Representative Elliott Naishtat, for action and execution on March 26, 2013.
- 3) House Bill 2899, 83rd Texas Legislature.
- 4) Travis County IGR, Comparison of Major Counties Sick Leave Policy, March 21, 2013.

PLANNING AND BUDGET OFFICE
TRAVIS COUNTY, TEXAS



314 W. 11th Street
P.O. Box 1748
Austin, Texas 78767

MEMORANDUM

TO: Commissioners Court *Travis R. Matlin*
FROM: Travis R. Gatlin, Assistant Budget Director
DATE: March 19, 2013
SUBJECT: Impact of HB 2899

The Planning and Budget Office has been asked to provide the Commissioners Court with a fiscal analysis of House Bill 2899. The bill is an unfunded mandate that would have an extraordinary fiscal impact to Travis County and weaken local control of taxpayer dollars through increasing the County's fiscal exposure to accumulated sick time payout at termination for Travis County Sheriff's Office (TCSO) Peace Officer Pay Scale (POPS) employees, which comprise approximately a quarter of the County's workforce.

The current policy applies to all employees and allows for the payment of one-half (1/2) of accumulated sick pay up to a maximum of 240 hours (half of 480) at the rate of pay upon termination. This means that any sick pay accumulation above 480 hours is not paid at termination and that hours at or below that amount are paid at 50%. HB 2899 would require the County to pay 100% of up to 720 hours of accumulated sick time at termination for TCSO POPS employees. Any accumulated time greater than 720 hours would not be paid at termination and any time less than or equal to 720 hours would be paid at the actual number of accumulated sick time hours. Similar bills have been filed in each of the last two legislative sessions and have been opposed by the Commissioners Court. HB 2899 is slightly different than the previous proposed bills in that HB 2899 applies only to employees on the Peace Officer Pay Scale in TCSO rather than all employees in the Sheriff's Office. HB 2899 has also been bracketed to apply only to Travis County rather than all large urban counties as was the case in the two previous versions.

The proposed change is estimated to increase the potential costs of accumulated sick time payouts at termination for TCSO POPS employees by \$9.5 million, from \$6.4 million to \$15.9 million. This is a 148% increase in costs over the current policy. If the mandated sick time payout from HB 2899 was applied to all County employees, the estimated increase to the potential payout of accumulated sick time at termination would increase by \$21.5 million, from \$16 million to \$37.5 million, which is a 134% increase. These calculated estimates are based on data as of March 7, 2013, and may also change depending on turnover, FTE changes and changes in sick time balances. The analysis and estimates provided by PBO assume that if HB 2899 passes, it would apply retroactively to sick time hours already accumulated by TCSO POPS employees. Should this not be the case and it only applies prospectively to future hours accumulated after the effective date of the bill, the short term estimated impact will be less. The long term impact should be similar to the estimates provided above. In addition, HB 2899 would result in the County treating TCSO POPS employees significantly different than all other County employees (Classified and Non-TCSO POPS) with regard to this benefit policy. The last time a similar bill was discussed, Commissioners Court requested the impact if the change was applied

to all other County employees along with the potential tax rate implications. The following tables summarize the potential impact of the HB 2899.

Table I: Detailed Snapshot Impact of HB 2899 on TCSO POPS (as of March 7, 2013)					
Accrued Sick Leave Hours	# of Employees	Avg. Tenure	Incremental County Cost of HB 2899 on Sick Leave Payout (Salary and Benefits)	Per Employee - Incremental Sick Leave Payout from HB 2899 (Salary and Benefits)	Per Employee - Total Sick Leave Payout. Current Policy+HB 2899 (Salary and Benefits)
<240 Hours	533	7.5 yrs	\$914,125	\$1,715	\$3,430
240-479	265	12.3 yrs	\$1,695,682	\$6,399	\$12,798
480-719	144	15.1 yrs	\$2,084,359	\$14,475	\$24,152
>=720	219	19.8 yrs	\$4,799,920	\$21,917	\$32,876
Total for TCSO	1,161	11.8 yrs	\$9,494,086	\$8,178	\$13,693

Table II: Detailed Snapshot Impact of All Other Employees (Classified and Non-TCSO POPS) if Matched to HB 2899 (as of March 7, 2013)					
Accrued Sick Leave Hours	# of Employees	Avg. Tenure	Incremental County Cost of HB 2899 on Sick Leave Payout (Salary and Benefits)	Per Employee - Incremental Sick Leave Payout from HB 2899 (Salary and Benefits)	Per Employee - Total Sick Leave Payout. Current Policy+HB 2899 (Salary and Benefits)
<240 Hours	2,682	7.3 yrs	\$2,907,792	\$1,084	\$2,168
240-479	546	11.2 yrs	\$3,256,198	\$5,964	\$11,927
480-719	209	15.0 yrs	\$2,725,700	\$13,042	\$22,100
>=720	162	20.4 yrs	\$3,110,335	\$19,200	\$28,800
Total for All Other Departments	3,599	8.9 yrs	\$12,000,044	\$3,334	\$6,005

Table III: Combined Incremental Total if HB 2899 was Applied to All Employees (Table I and II) above Current Policy				
Employee Group	# of Employees	% of Employees	Avg. Tenure	Incremental Sick Leave Payout
TCSO POPS	1,161	24.39%	11.8 yrs	\$9,494,086
All Other Employees	3,599	75.61%	8.9 yrs	\$12,000,044
Combined Total	4,760	100.00%	9.6 yrs	\$21,494,130

Table IV: Tax Rate Implications*			
	Estimated On-going Impact for Increased Sick Leave Payout.	Tax Rate Required	Estimated Annual Impact to Avg. Appraised Homestead
HB 2899 on TCSO POPS	\$1.5 - \$3 million	\$.0015 to \$.0030	\$3.30 to \$6.60
If County policy was changed to match HB 2899 so it applied to all employees	\$3 - \$6 million	\$.0030 to \$.0060	\$6.60 to \$13.20

*Assumes additional expenses could not be absorbed within Preliminary Budget given current budget guidelines. Range given for ongoing impact given the large number of long tenured employees that would be eligible to be paid the maximum 720 hours of sick leave, and the likelihood they would terminate in the near term since they have approximately 20 years of service. The other alternative to using new tax resources would be to remove a corresponding amount of funding for services from the existing budget or a combination of both.

Recommendation

Because of the extraordinary fiscal impact on the County and loss of local control over taxpayer resources, along with the disparity in sick time payout at termination that would occur internally for TCSO POPS employees and the approximately 75% of the County's remaining workforce, PBO recommends that the Commissioners Court oppose HB 2899.

If you have questions, please give me a call at 4-9065 or e-mail me at travis.gatlin@co.travis.tx.us.

CC: Deece Eckstein, Intergovernmental Relations Coordinator
Greg Hamilton, County Sheriff
Terri Brown, Michael Hemby, Meg Seville, Paul Matthews, Maria Wedhorn, TCSO
Lorrie Pickering, Civil Services Coordinator
Sergeant James Hodge, TCSOA
Lieutenant Nate Gillespie, TCSOA
Nicki Riley, County Auditor
Kathryn Madden, Beth Blankenship, Greg Jacobs, County Auditor's Office
Jim Connolly, County Attorney's Office
PBO



TRAVIS COUNTY COMMISSIONERS COURT

RON DAVIS
Commissioner, Pct. 1

SAMUEL T. BISCOE
County Judge

SARAH ECKHARDT
Commissioner, Pct. 2

GERALD DAUGHERTY
Commissioner, Pct. 3

MARGARET J. GÓMEZ
Commissioner, Pct. 4

March 26, 2013

The Honorable Elliott Naishtat
State Representative, District 49
Room GW.16, Capitol Building
Austin, TX

Dear Representative Naishtat:

On March 26, 2013, the Travis County Commissioners Court voted to oppose House Bill 2899 as filed. The Court identified several concerns with the bill:

- It violates the principle of local control by creating a state mandate on how employment benefits are to be determined by a local government.
- It creates an unfunded mandate on the County.
- It treats certain sheriff's department employees differently from other county employees without a legislative rationale for that distinction.
- It does not clarify whether this new benefit applies only to sick leave hours earned after the effective date.

As shown by the attached memorandum, prepared by our Planning and Budget Office, the bill would require the County to potentially pay up to \$9.5 million above the current sick leave pay policy. This is a substantial unfunded mandate that would be a burden for the County and could force a tax increase.

We welcome the opportunity to work with you and your staff to improve this bill if possible, but cannot support it as drafted. Please contact Deece Eckstein, our Intergovernmental Relations Officer, if we can provide additional information to you.

Sincerely,

SAMUEL T. BISCOE
COUNTY JUDGE

RON DAVIS
COMMISSIONER, PRECINCT 1

SARAH ECKHARDT
COMMISSIONER, PRECINCT 2

GERALD DAUGHERTY
COMMISSIONER, PRECINCT 3

MARGARET J. GÓMEZ
COMMISSIONER, PRECINCT 4

Cc: Members of the Travis County legislative delegation
Conference of Urban Counties
Texas Association of Counties
County Judges and Commissioners Association of Texas

By: Naishtat

H.B. No. 2899

A BILL TO BE ENTITLED

AN ACT

relating to the accumulation and payment of sick leave for certain employees in sheriff's departments in certain counties.

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

SECTION 1. Subchapter B, Chapter 158, Local Government Code, is amended by adding Section 158.0365 to read as follows:

Sec. 158.0365. ACCUMULATION AND PAYMENT OF SICK LEAVE FOR CERTAIN EMPLOYEES. (a) This section applies only to the following employees of a sheriff's department civil service system created by a county with a population of more than 900,000 and less than 1.5 million:

(1) a peace officer included under Article 2.12, Code of Criminal Procedure; or

(2) a county jailer as defined by Section 1701.001, Occupations Code.

(b) An employee may accumulate sick leave without limit and may use the leave if the employee is unable to work because of a bona fide illness.

(c) An employee who leaves the classified service for any reason is entitled to receive in a lump-sum payment the full amount of the employee's salary for accumulated sick leave if the employee has accumulated not more than 720 hours of sick leave. If an employee has accumulated more than 720 hours of sick leave, the employer may limit payment to the amount that the employee would

1 have received if the employee had been allowed to use 720 hours of
2 accumulated sick leave during the last six months of the employee's
3 employment. The lump-sum payment is computed by compensating the
4 employee for the accumulated time at the highest permanent pay
5 classification for which the employee was eligible during the last
6 six months of the employee's employment. The employer shall pay the
7 employee for the same period for which the employee would have been
8 paid if the employee had taken sick leave, other than for additional
9 holidays, sick leave, or vacation time that the employee would have
10 accrued during the 720 hours.

11 SECTION 2. This Act takes effect immediately if it receives
12 a vote of two-thirds of all the members elected to each house, as
13 provided by Section 39, Article III, Texas Constitution. If this
14 Act does not receive the vote necessary for immediate effect, this
15 Act takes effect September 1, 2013.

County Sick Leave Policies

<u>COUNTY</u>	SICK LEAVE		SEPARATION POLICY				Non-Sheriff's
	MONTHLY	MAXIMUM	SERVICE	HOURS	PERCENTAGE		Civil Service
	<u>ACCRUAL</u>	<u>HOURS</u>	<u>THRESHOLD</u>	<u>ACCRUABLE</u>	<u>PAYABLE</u>		<u>Information</u>
Bexar	8 hours	720	5 years	240	50%		Same
Dallas	8 hours	No Maximum	5 Years	No Maximum	At Least (Yrs.)	But Less Than (Yrs.)	% 5 10 15 20 25 30 35 40 45 50
					5	10	5
					10	15	10
					15	20	15
					20	25	20
					25	30	25
					30	35	30
					35	40	35
					40	45	40
					45	50	45
					50	51 plus	50
El Paso	8 hours	No Maximum	None	No Maximum	Up to 720 Hours 100%, then 1/3rd Over 720		None
Harris	8 hours	480	NA	0	0%		No Payout

County Sick Leave Policies

<u>COUNTY</u>	SICK LEAVE		SEPARATION POLICY			Non-Sheriff's
	MONTHLY	MAXIMUM	SERVICE	HOURS	PERCENTAGE	Civil Service
	<u>ACCRUAL</u>	<u>HOURS</u>	<u>THRESHOLD</u>	<u>ACCRUABLE</u>	<u>PAYABLE</u>	<u>Information</u>
Tarrant	8 hours	No Maximum	5 Years	1,040	5Yrs - 15.5% for 88Hrs 6Yrs - 18.0% for 120 Hrs 7Yrs - 20.5% for 160 Hrs 8Yrs - 23.0% for 200 Hrs 9Yrs - 25.5% for 248 Hrs 10Yrs - 28.8% for 296 Hrs 11Yrs - 30.5% for 352 Hrs 12Yrs - 33.0% for 408 Hrs 13Yrs - 35.5% for 480 Hrs 14Yrs - 38.0% for 544 Hrs 15Yrs - 40.5% for 624 Hrs 16Yrs - 43.0% for 704 Hrs 17Yrs - 45.5% for 784 Hrs 18Yrs - 48.0% for 840 Hrs 19Yrs - 50.0% for 848 Hrs For Yr 20 Through 33 it is 50% of 856 to 1,040 Hours at an annual rate of 8 hours.	Not Available
Travis	8 hours	No Maximum	None	480	50%	Same

Travis County Commissioners Court
Voting Session, April 9, 2013
Motion in Writing

Move that the Travis County Commissioners Court adopt the following amendments to its **Legislative Agenda for the 83rd Texas Legislature**:

1. Add the following to the **Emergency Services** subsection of the **Policy Positions** section:

Oppose legislation that would further limit county authority to regulate fireworks to protect public health and safety.

2. Add the following to the **Taxation, Revenues, Budget and Administration** subsection of the **Policy Positions** section:

Support legislation and budgeting decisions that permit counties to use technology to improve the delivery of information and services to their residents.

(Rationale: Many bills have been filed that, in different ways, propose the use of technology to enhance our interactions with our residents, from online voter registration to installment payment plans for taxpayers to information re county budgeting. We will support such legislation when it a) is permissive, b) it actually improves the delivery of information and services to our residents, and c) the new technology does not replace existing technologies in ways that harm or reduce the current delivery of information or services to our residents.)

Support legislation that will increase transparency at all levels of government in reasonable and cost-effective ways.

(Rationale: Statewide political leaders have seized on the issue of local government transparency, particularly about the issuance and management of debt obligations. Travis County government is proud of its commitment to, and record of, transparency and openness in the conduct of its business. We support efforts to allow additional transparency when the information is accessible, meaningful and presented in a context that allows citizens to responsibly hold their government accountable.)