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Member Counties

Bell · Bexar
Brazoria · Brazos
Cameron · Chambers
Collin · Comal
Dallas · Denton
El Paso · Fort Bend
Galveston · Grayson
Harris · Hays
Hidalgo · Jefferson
Johnson · Kaufman
Lubbock · McLennan
Midland · Nueces
Potter · Randall
Rockwall · San Patricio
Smith · Tarrant
Travis · Webb
Williamson · Wise

500 West 13th Street
Austin, TX 78701

512.476.6174

www.cuc.org

Policy Committee Meeting

Virtually: Please join my meeting from your computer, tablet or smartphone.

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United States (Toll Free): [1 877 309 2073](tel:18773092073)

Access Code: 191-847-981

August 19, 2021

AGENDA

10:00 A.M. Convene

1. Welcome

2. Administrative Item

a. Next meeting: Thursday, November 18, 2021 @ 9:00 A.M.

3. Policy Committee Attendance Record 2021

Policy Committee Attendance Record 2021											
Policy Committee Members	County	01/06/21	01/28/21	2/25/2021 - Canceled	03/04/21	03/25/21	04/22/21	05/20/21	06/10/21	08/19/21	11/18/21
Judge Eddie Treviño (Chair)	Cameron County	V	V		V	E	V	E	E		
Judge David Blackburn	Bell County	V	V		V	V	V	V	V		
Commissioner Justin Rodriguez	Bexar County	V	V		V	V	V	V	V		
Judge Matt Sebesta	Brazoria County	V	V		V	V	V	V	V		
Commissioner Susan Fletcher	Collin County	V	V		V	V	V	P	V		
Commissioner Theresa Daniel	Dallas County	V	V		P	V	V	V	V		
Commissioner Bobbie Mitchell	Denton County	X	V		X	V	V	V	V		
Commissioner David Stout	El Paso County	V	V		V	X	V	V	V		
Commissioner Andy Meyers	Fort Bend County	V	V		V	V	V	V	V		
Commissioner Ken Clark	Galveston County	X	V		X	V	V	V	X		
Judge Bill Magers	Grayson County	V	P		V	V	V	V	V		
Judge Lina Hidalgo	Harris County	P	P		P	E	P	E	P		
Judge Richard Cortez	Hidalgo County	X	X		X	X	X	X	X		
Commissioner Bo Alfred	Jefferson County	X	X		X	X	X	X	V		
Judge Hal Richards	Kaufman County	X	X		V	V	X	X	V		
Commissioner Will Jones	McLennan County				V	V	V	V	V		
Commissioner Robin Donnelly	Midland County	X	V		V	V	V	X	V		
Judge Barbara Canales	Nueces County	X	P		V	P	P	P	P		
Judge Glen Whitley	Tarrant County	V	V		V	V	V	X	V		
Commissioner Margaret Gomez	Travis County	V	V		P	V	V	V	V		
Judge Bill Gravell	Williamson County	X	X		X	V	V	V	X		
Commissioner Kevin Burns	Wise County	X	V		X	V	X	V	V		

V - Present | P - Present by Proxy | X - Absent | E - Excused Absence

4. Consider the minutes from the June 10, 2021 meeting [pg. 3]
5. Policy Director's Report [Adam Haynes]
 - a. Recap of First Called Special Session
 - b. Governor's Proclamation for Second Called Session [pg. 5]
 - c. HB 12 / SB 6 – Bail Reform
 - d. HB 3 / SB 1 – Elections Reform
6. New Business

Adjourn

CUC Policy Committee Meeting

June 10, 2021

In-Person: Travis County Building, 700 Lavaca St, Austin, TX)

Virtually: <https://global.gotomeeting.com/join/191847981>

Minutes

Members Present

Judge David Blackburn, Bell County
Commissioner Justin Rodriguez, Bexar County
Judge Matt Sebesta, Brazoria County
Commissioner Susan Fletcher, Collin County
Commissioner Theresa Daniel, Dallas County
Commissioner Bobbie Mitchell, Denton County
Commissioner David Stout, El Paso County
Commissioner Andy Meyers, Fort Bend County
Judge Bill Magers, Grayson County
Commissioner Bo Alfred, Jefferson County
Judge Hal Richards, Kaufman County
Commissioner Will Jones, McLennan County
Commissioner Robin Donnelly, Midland County
Judge Glen Whitley, Tarrant County
Commissioner Margaret Gomez, Travis County
Commissioner Kevin Burns, Wise County

Others Present

Pete Sepulveda, Cameron County
Daniel Collins, El Paso County
Betsy Keller, El Paso County
Claudia Russell, El Paso County
Stephen Dockery, Harris County (Proxy for Judge Hidalgo)
Belinda Hinojosa-Persohn, Nueces County (Proxy for Judge Canales)
Chelsea Adler, Tarrant County
John Dahill, Texas Conference of Urban Counties
Andrea Godoy, Texas Conference of Urban Counties
Adam Haynes, Texas Conference of Urban Counties
Windy Johnson, Texas Conference of Urban Counties
Gabriela Villareal, Texas Conference of Urban Counties
Julie Wheeler, Travis County

Chairman Sebesta called the meeting to order at 9:05 A.M.

The Committee discussed agenda **item 2**, administrative items, the next meeting date on Thursday, August 19, 2021. The meeting will start at 10:00 A.M.

The Committee discussed agenda **item 3**, policy committee attendance record 2021.

The Committee considered agenda **item 4**, the minutes from the May 20, 2021 meeting. On a motion by Judge Whitley and a second by Judge Magers the minutes were approved.

The Committee discussed agenda **item 5**, the Policy Director's Report.

The meeting adjourned 11:34 A.M.

Judge Eddie Trevino
Vice Chairman of Policy

Date



GOVERNOR GREG ABBOTT

August 5, 2021

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

12 P.M. O'CLOCK

AUG 05 2021

Secretary of State

Mr. Joe A. Esparza
Deputy Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

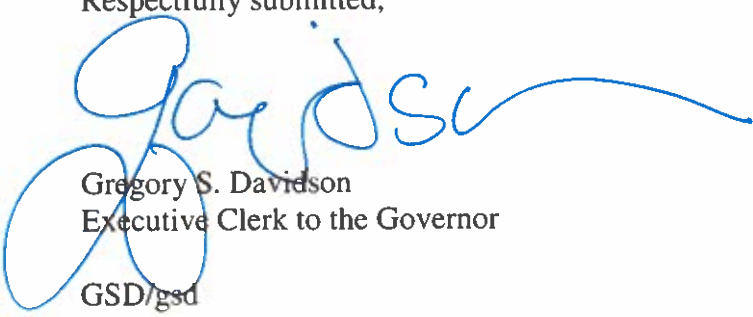
Dear Mr. Deputy Secretary:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

A proclamation calling an extraordinary session of the 87th Legislature, to convene in the City of Austin, commencing at 12 p.m. noon on Saturday, August 7, 2021.

The original proclamation is attached to this letter of transmittal.

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd

Attachment

PROCLAMATION

BY THE

Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

I, GREG ABBOTT, GOVERNOR OF THE STATE OF TEXAS, by the authority vested in me by Article III, Sections 5 and 40, and Article IV, Section 8 of the Texas Constitution, do hereby call an extraordinary session of the 87th Legislature, to convene in the City of Austin, commencing at 12:00 p.m. on Saturday, August 7, 2021, for the following purposes:

To consider and act upon the following:

Legislation reforming the bail system in Texas to protect the public from accused criminals who may be released on bail.

Legislation strengthening the integrity of elections in Texas.

Legislation providing appropriations from unappropriated available revenues for COVID-19-related healthcare expenses, such as those listed below, taking into consideration the approximately \$10.5 billion in funds received by local governments intended to be used on COVID-19 from the American Rescue Plan Act of 2021 (ARPA), Pub. L. No. 117-2:

- healthcare staffing needs, including physicians, nurses, and other medical professionals;
- establishing, staffing, and operating alternative care sites;
- supporting the operations of nursing homes, state supported living centers, assisted living facilities, and long-term care facilities;
- vaccine administration;
- testing sites;
- supplies and equipment, such as personal protective equipment (PPE) and ventilators; and
- standing up and operating infusion centers.

Legislation providing strategies for public-school education in prekindergarten through twelfth grade during the COVID-19 pandemic, which ensures:

- students receive a high-quality education and progress in their learning;
- in-person learning is available for any student whose parent wants it;
- the wearing of face coverings is not mandatory; and
- COVID-19 vaccinations are always voluntary.

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
12 p.m. O'CLOCK

AUG 05 2021

Legislation enhancing criminal laws or providing funding from unappropriated available revenues to support law-enforcement agencies, counties, and other strategies as part of Texas' comprehensive border security plan.

Legislation safeguarding the freedom of speech by protecting social-media and email users from being censored based on the user's expressed viewpoints, including by providing a legal remedy for those wrongfully excluded from a platform.

Legislation providing appropriations from unappropriated available revenues to the Legislature and legislative agencies in Article X of the General Appropriations Act.

Legislation similar to Senate Bill 1109 from the 87th Legislature, Regular Session, requiring schools to provide appropriate education to middle- and high-school students about dating violence, domestic violence, and child abuse, but that recognizes the right of parents to opt their children out of the instruction.

Legislation identical to Senate Bill 29 as passed by the Texas Senate in the 87th Legislature, Regular Session, disallowing a student from competing in University Interscholastic League athletic competitions designated for the sex opposite to the student's sex at birth.

Legislation similar to Senate Bill 394 from the 87th Legislature, Regular Session, which prohibits people from providing abortion-inducing drugs by mail or delivery service, strengthens the laws applicable to the reporting of abortions and abortion complications, and ensures that no abortion-inducing drugs are provided unless there is voluntary and informed consent.

Legislation similar to House Bill 3507 from the 87th Legislature, Regular Session, relating to a "thirteenth check" or one-time supplemental payment of benefits under the Teacher Retirement System of Texas.

Legislation similar to House Bill 3979 concerning critical race theory as originally passed by the Texas Senate in the 87th Legislature, Regular Session.

Legislation providing appropriations from unappropriated available revenues for the following purposes:

- property-tax relief;
- enhanced protection for the safety of children in Texas' foster-care system by attracting and retaining private providers for the system; and
- to better safeguard the state from potential cybersecurity threats.

Legislation modifying the filing periods and related election dates, including any runoffs, for primary elections held in Texas in 2022.

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
12 P.M. O'CLOCK

AUG 05 2021

Legislation reforming the laws governing radioactive waste to protect the safety of Texans, including by further limiting the ability to store and transport high-level radioactive materials in this state.

Legislation shielding private employers and employees from political subdivision rules, regulations, ordinances, and other actions that require any terms of employment that exceed or conflict with federal or state law relating to any form of employment leave, hiring practices, employment benefits, or scheduling practices.

Legislation relating to legislative quorum requirements.

To consider and act upon such other subjects as may be submitted by the Governor from time to time after the session convenes.

The Secretary of State will take notice of this action and will notify the members of the legislature of my action.



IN TESTIMONY WHEREOF, I have hereto signed my name and have officially caused the Seal of State to be affixed at my Office in the City of Austin, Texas, this the 5th day of August, 2021.

A handwritten signature in black ink that reads "Greg Abbott".

GREG ABBOTT
Governor of Texas

Attested by:

A handwritten signature in black ink that reads "Joe A. Esparza".

JOE A. ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
12 p.m. O'CLOCK
AUG 05 2021

Principles of the Urban Counties Policy Platform

1. Urban Counties believe local government is more responsive and accountable to the citizens, advocates for the best interests of our constituents and communities, and should be utilized for service delivery whenever practical.
2. Urban Counties believe permissive authority provides better policy options while state mandates, revenue restrictions, and one-size-fits-all directives undermine voter self-determination and local responsibility.
3. Urban Counties believe the State increases local property taxes when it imposes obligations on local governments without providing adequate funding.
4. Urban Counties believe State funds collected for specific programs should be used for that purpose; allocated based upon population, number of clients, or other appropriate measure of the need for that program or service; and utilized for the benefit of Texans rather than being held to balance the State budget.
5. Urban Counties believe promoting the best interests of our communities involves advocating for legislation important to our local interests and limiting our ability to participate in the deliberative process is detrimental to the benefits of our constituents.

1 Taxation

1. Support the significant reduction of property tax rates by measures to reduce the cost of government and by replacing property tax revenue with revenue from other sources.
2. Require sales price disclosure on sale or transfer of real property.
3. Oppose any expansion of the pollution control property tax exemption that would include property used to produce goods or services.
4. Oppose expansion of tax exemptions for property owned by a taxpayer to include leased property other than property leased to a charter school for one or more grades from kindergarten through grade 12.
5. Support allowing local taxing units to set a residence homestead exemption as a percentage, a flat-dollar level, or a percentage with a minimum or maximum individual value.
6. Support reforms to the process for equity appeals of appraisals.
7. Oppose reducing the penalty when land that was previously appraised as agricultural or other open space property is converted to another use.
8. Oppose all new property tax exemptions, expansion of existing exemptions, or any other narrowing of tax base unless approved by the Urban Counties.
9. Support a significant increase in the school homestead exemption and ensure adjustments are made in state funding to schools to account for the exemption.
10. Support property tax transparency and information proposals, including but not limited to streamlining notice procedures for taxpayers, including separation of individual taxing entities' rates and respective tax amounts.

11. Support allowing school districts to increase their tax rate to a previously approved level after a decrease rather than having to hold a second increase ratification election;
12. Support protections for innocent and unwitting taxpayers that acquire property subject to governmental errors in previous tax years from having to pay back taxes due to those errors.
13. Oppose arbitrary limits on local governments to undermine fiscal resources that enable officials to meet their obligations and local priorities.
14. Support clarifying the calculation of the no new revenue rate to provide transparency.

2 Crime and Courts

1. Support full state funding for all mandatory Juvenile Justice Alternative Education Program placements in an amount adequate for year-round programs.
2. Support an increase in state funding for indigent defense purposes to cover increased costs incurred by local county taxpayers since the passage of the Fair Defense Act in 2001.
3. Support additional state funding for juvenile probation departments if the age of criminal responsibility is raised to 18.
4. Support sufficient State funding for local juvenile probation departments to pay for the full costs of keeping in local programs, or in regional detention facilities, all children diverted from State facilities through a restructuring of the State Juvenile Justice Department.
5. Support state payment to counties for costs of detaining in county jails technical parole violators and new-offense violators held solely for parole revocation purposes to end the practice of the state pushing costs associated with state prisoners onto local county taxpayers.
6. Oppose changes in court costs in criminal cases that are expected to have a negative fiscal impact to counties.
7. Support changes to pre-trial release to require the use of locally verified evaluation tools to determine a criminal defendant's risk of flight or danger to the community. Promote: (1) establishing pretrial risk assessments; (2) the elimination of bond schedules; (3) greater discretion for magistrates regarding pre-trial release; and (4) rebuttable presumptions in favor of personal bond.
8. Maintain current fee structure for the district court records and archives fee, the county court records management and preservation fee, and the records archive fee through 2029.
9. Support granting counties authority to judicially designate as uncollectible certain fees and costs of court.
10. Support expanded testing opportunities for court interpreter certification.
11. Support authorizing the issuance of temporary restraining orders in nuisance abatement cases.
12. Support the following revisions to the protective order process:
 - a. Permit any adult to file for a protective order on behalf of a minor or intellectually disabled victim of crime;

- b. Permit civil and criminal enforcement of agreed protective orders notwithstanding absence of a finding of family violence; and
- c. Permit default judgments in protective order cases upon 48 hours' notice of the application.

3 Transportation

1. Oppose eliminating local tolling options.
2. Support enhanced funding for freight transportation infrastructure projects to address economic growth and an ever-increasing population.
3. Support current weight requirements for vehicles operating on county roads, except for localized proposals supported by the local commissioners court.
4. Support local option fees for road improvements/additions if the fees are approved by the county's commissioners court.
5. Support the development of real-time scofflaw database maintained by DMV.

4 Health and Human Services

1. Support increased funding for mental health and substance abuse services state-wide.
2. Expand capacity of both forensic and civil beds in the state hospital system.
3. Support the continuation of the 1115 Medicaid Transformation Waiver.
4. Support state action related to state participation in the funding of indigent health care to maximize access to available federal funds.

5 Environment/Disaster Relief, Recovery, and Resilience

1. Support full funding for the Texas Emissions Reduction Plan (TERP) and maintain the integrity of the TERP program.
2. Support local administration of the LIRAP and LIP programs to ensure funds collected in the county are used in the county.
3. Use the TERP funds only for programs that will assist nonattainment and near nonattainment areas in meeting Environmental Protection Agency (EPA) Ozone standards.
4. Support using state funds for financing disaster mitigation, disaster prevention, disaster recovery, and resilience projects as long as local decision making is preserved to ensure local priorities are met.
5. Oppose any further erosion in the ability of local governments to hold violators of environmental laws and regulations accountable.

6 Development and Infrastructure

1. Oppose efforts to require local governments to pay penalties, including an opposing party's attorney fees and court costs in eminent domain proceedings.

2. Oppose changes to the criteria governments must meet to show “actual progress” on projects to prevent real property acquired through eminent domain to be subject to repurchase.
3. Support efforts to increase digital access, adoption, and readiness.

7 Public Safety and Emergency Management

1. Support giving all counties the option to adopt a fire code and rules necessary to administer and enforce the fire code.
2. Oppose creation of a new fireworks season unless commissioners courts are granted discretion over the sale of fireworks in that county for the new season.
3. Protect county authority to restrict or ban the sale and use of fireworks during drought conditions and when included in a local disaster declaration.
4. Support the current role of local emergency management authorities and the county judge in responding to potential and actual emergencies and disasters.
5. Support efforts to maintain the long-established prohibition of guns in any portion of a building used by court participants.
6. Support additional funding for DPS crime labs provided it does not negatively impact existing local crime labs.
7. Support reaffirming the authority of a county judge to direct response, mitigation, and recovery efforts during potential and actual emergencies and disasters.

8 Elections

1. Support the creation of an online voter registration system.
2. Expand the Countywide Polling Place Program for all counties.
3. Support state funding to counties for the purchase of new election equipment, including reimbursement for purchases made within the last 3 years.
4. Support grandfather provisions for all counties that purchased election equipment, in the last five years, that does not produce a paper audit trail.
5. Retain the current option to hold elections on uniform election dates.

9 Governance and Finance

1. Ensure commissioners court authority over county budgeting and contracting decisions.
2. Protect local taxpayers from unfunded state mandates, which drive local property tax increases, result in reductions in critical services, and infringe local control.
3. Support local control over compensation and benefits paid by the county.
4. Establish that any increase in the fees to be paid to attorneys appointed to represent indigent criminal defendants may not take effect until the adoption of the next county budget and require at least 90-day notice of the proposed increase to be provided to the commissioners court.
5. Support full state funding for representation of indigent parties in child welfare cases¹².

6. Support financial transparency requirements that permit the use of existing reports and other documents and that minimize the need to express the same information in different manner or reports that are duplicative of reports already required.
7. Support legislation that permits counties to post public notices electronically in lieu of print publication.
8. Oppose requirements to include on bond propositions information other than the total amount of bonds to be issued if approved and the proposed uses of the bonds.
9. Establish that the earliest effective date for any increase in salary budgets outside the control of commissioners court shall be the first day of the next county fiscal year following 90 days notice of the proposed increase to be provided to the commissioners court.
10. Support continued federal funding for local communities to help cover operational costs for holding undocumented criminal aliens in the criminal justice system and the costs to house them.
11. Oppose restrictions on the ability of local governments to effectively and efficiently communicate with the legislature and other state and federal entities.
12. Support proposals to permit public access to public information on the personal devices of public officers and employees that include reasonable provisions to guard against frivolous and abusive lawsuits against public officers and employees.
13. Oppose any measure that interferes with the authority of a county to select its legal counsel and establish the terms of representation.
14. Support using federal and state funds for financing disaster and emergency mitigation, prevention, recovery, and resilience projects provided local decision makers direct funds to meet community priorities.
15. Allow a commissioners court to delegate the authority to select and remove a county chief public defender.
16. Allow county commissioners to complete continuing education online.
17. Allow the county clerk to generate a randomized list of public names, compiled of people who served on a grand jury in the last year, to serve on a salary grievance committee.
18. Expand authority for governments to hold public meetings and briefings remotely.
19. Clarify the Alcoholic Beverage Code to prevent illegal after-hours bars.
20. Oppose granting whistleblower status to employees unless they report illegal conduct to a person designated by the employing governmental entity to receive such reports, the attorney general, or an appropriate law enforcement authority.

Other Issues

Items in this list are legislative positions regarding initiatives of member counties or other groups or organizations.

1. **VSCO Reports** – Support granting commissioners courts discretion regarding oversight of veterans county service officers.

2. **Sheriff and Constable Fees** – Support the ability for a fee for sheriff or constable services that was previously approved by a county’s commissioners court to remain unchanged from the prior fiscal year unless changed by the court.
3. **County Property** - Support granting Bell County’s commissioners court the discretion to order a nonbinding referendum in the county on any matter affecting county property.
4. **Sick Leave** - Support lowering the population bracket on the authority to permit county employees to donate their vacation leave to a sick leave pool.
5. **Signatory Authority** - Support the authority of a county judge to delegate to another county officer or employee the ability to sign orders or other official documents associated with the Judge’s office.
6. **Spaceport Trust Fund** - Support reducing the local match requirement for the Spaceport Trust Fund.
7. **Drainage Compliance** -Support requiring compliance with drainage requirements before issuance of a certificate of plat compliance.
8. **Platting Requirements** - Support prohibiting a central appraisal district from recording land subdivisions not in compliance with platting requirements.