

CHAPTER 210

S.B. No. 617

AN ACT

relating to the use of interest on funds and accounts in the charge of the treasurer.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 3.042, Treasury Act (Article 4393-1, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 3.042. DISPOSITION OF INTEREST ON *INVESTMENTS* [~~TIME DEPOSITS~~].

(a) Interest received from *investments* [~~time deposits~~] of money in funds and accounts in the charge of the treasurer shall be allocated as follows: to each constitutional fund there shall be credited the pro rata portion of the interest received due the fund; the remainder of the interest received, with the exception of that portion required by other statutes to be credited on a pro rata basis to protested [~~tax~~] payments, shall be credited to the General Revenue Fund. *The legislature may appropriate a portion of that interest to the treasurer in the amount necessary to reimburse the treasurer for costs incurred in receiving, paying, accounting for, investing, and safekeeping money in those funds and accounts. Amounts appropriated for that purpose shall be deposited to the credit of the fund established for the deposit of commissions reserved to the treasurer under Subsection (d) of Section 3.022 of this Act.* The interest received shall be allocated on a monthly basis.

(b) If a deficit occurs in the General Revenue Fund, the treasurer may place with a designated depository bank an offsetting compensating balance in a special depository account known as special demand account secured by general revenue warrants only.

(c) The treasurer is entitled to rely on the opinion and advice of the attorney general for the proper interpretation and application of this section.

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate on April 9, 1987, by a viva-voce vote; and that the Senate concurred in House amendment on May 15, 1987, by a viva-voce vote. Passed the House, with amendment, on May 14, 1987, by a non-record vote.

Approved May 28, 1987.

Effective Aug. 31, 1987, 90 days after date of adjournment.