School
Rio Grande City High School

Senate Committee
N/A

Senate Author
Luis Mijares

House Committee
State Affairs

House Authors
Abraham Cabello
Regina Villarreal

Lobbyist
Nicolas Guerra

Journalist
Samantha Estrada

Border Security Federal Refund Act

HB 44

Bill Text

A BILL TO BE ENTITLED
AN ACT

relating to the recovery by this state from the federal government of certain border security expenditures.

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

SECTION 1. Subchapter B, Chapter 403, Government Code, is amended by adding Section 403.0123 to read as follows:

Sec. 403.0123. RECOVERY OF CERTAIN BORDER SECURITY EXPENDITURES. (a) The comptroller shall, not later than the 30th day after the beginning of each state fiscal biennium:

(1) determine the amount of money spent by this state on border security during the preceding state fiscal biennium;

(2) prepare an invoice requesting payment of the amount determined under Subdivision (1); and

(3) submit the invoice prepared under Subdivision (2) to the appropriate agency of the federal government for payment.

(b) The comptroller may request the assistance of the Legislative Budget Board in making the determination required under Subsection (a)(1), and the Legislative Budget Board shall provide the requested assistance.

(c) An invoice submitted under Subsection (a)(3) must include the date the invoice is due, which must be at least six, but not more than eight,

STUDENT LEGISLATIVE SESSION
TEXAS STATE CAPITOL
EST. 2003

School
Rio Grande City High School

Senate Committee
N/A

Senate Author
Luis Mijares

House Committee
State Affairs

House Authors
Abraham Cabello
Regina Villarreal

Lobbyist
Nicolas Guerra

Journalist
Samantha Estrada

months after the date the invoice is submitted.

(d) If an invoice submitted under Subsection (a)(3) is paid on or before the date the invoice is due, the comptroller shall deposit the payment in the state treasury to the credit of the general revenue fund.

(e) If an invoice submitted under Subsection (a)(3) is not timely paid, the comptroller shall certify the amount due as stated on the invoice to the attorney general, who shall bring an action against the appropriate agency of the federal government to recover the amount due as certified by the comptroller.

(f) The comptroller shall deposit any money received as a result of an action brought under Subsection (e) in the state treasury to the credit of the general revenue fund.

(g) Notwithstanding any provision of Subsection (a) to the contrary, for the state fiscal biennium ending December 31, 2026:

(1) the comptroller shall take the actions described by Subsection (a) not later than March 1, 2027; and

(2) for purposes of Subsection (a)(1), the comptroller shall determine the amount of money spent by this state on border security to be the lesser of:

(A) the amount of money spent by this state for that purpose during the period beginning September 1, 2001, and ending December 31, 2026; or

(B) $20 billion.

(h) Subsection (g) and this subsection expire August 31, 2029.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the

STUDENT LEGISLATIVE SESSION
TEXAS STATE CAPITOL
EST. 2003

School
Rio Grande City High School

Senate Committee
N/A

Senate Author
Luis Mijares

House Committee
State Affairs

House Authors
Abraham Cabello
Regina Villarreal

Lobbyist
Nicolas Guerra

Journalist
Samantha Estrada

vote necessary for immediate effect, this Act takes effect January 1, 2027.