



COMMISSIONERS COURT
COMMUNICATION

REFERENCE NUMBER _____

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DATE: 01/23/2024

SUBJECT: APPROVAL OF USAGE OF ELECTION CONTRACT FUNDS TO COVER EXPENSES OF ELECTION DAY CONSUMABLES FOR THE PRIMARY AND MAY ENTITY 2024 ELECTIONS AND RUNOFF, IF APPLICABLE

***** CONSENT AGENDA *****

COMMISSIONERS COURT ACTION REQUESTED

It is requested that the Commissioners Court approve the use of up to \$500,000.00 from Election Services Contract funds to cover expenses of election day consumables for the Primary and May Entity 2024 Elections and Runoff, if applicable.

BACKGROUND

Section 31.100, subsection (a) of the Texas Elections Code establishes that: "Money paid to a county election officer under an election services contract shall be deposited in a separate fund in the county treasury. The county election officer may make expenditures from the fund without budgeting or appropriation by the Commissioners Court."

Related to this, subsection (f) states that: "A surplus in the election services contract fund may be used only to defray expenses of the county election officer's office in connection with election-related duties or functions."

Finally, subsection (c) of rule 81.161 of the Texas Administrative Code requires that: "If the county election officer determines that a funding request qualifies under subsection (b) of this section and should be paid from surplus election service contract funds, said request shall be made in writing to the County Commissioners Court."

With approval, the Election Services Contract funds will be used to cover expenses of election day consumables, such as supplies, food and pay for temporary staff, for the May Entity 2024 Election and Runoff, if applicable.

The election officer has determined that this funding request qualifies under the statutory provisions recited above and makes the request to the Commissioners Court.

FISCAL IMPACT

Funding in the amount of \$500,000.00 is available in account T7100-2024 Contract Elections Fund/1420050000 May Elections/500000 Rollup – All Expenditures.

SUBMITTED BY:	Elections	PREPARED BY: APPROVED BY:	Tracy Nguyen Clint Ludwig
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