

**AGENDA PLACEMENT FORM**

(Submission Deadline – Monday, 5:00 PM before Regular Court Meetings)

Date: \_\_\_\_\_

Meeting Date: 5/28/2024

Submitted By: \_\_\_\_\_

Department: County Judge's Office

Signature of Elected Official/Department Head:  
\_\_\_\_\_

<b>Court Decision:</b> <small>This section to be completed by County Judge's Office</small>

<p><b>May 28, 2024</b></p>

**Description:**

Consider and Approve to Request Unclaimed Property Capital Credits from the Texas Comptroller of Public Accounts; with Authorization for County Judge to Sign

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(May attach additional sheets if necessary)

**Person to Present:** Judge Boedeker

(Presenter must be present for the item unless the item is on the Consent Agenda)

**Supporting Documentation:** (check one)     PUBLIC     CONFIDENTIAL

(PUBLIC documentation may be made available to the public prior to the Meeting)

**Estimated Length of Presentation:** \_\_\_\_\_ minutes

**Session Requested:** (check one)

Action Item     Consent     Workshop     Executive     Other \_\_\_\_\_

**Check All Departments That Have Been Notified:**

County Attorney     IT     Purchasing     Auditor

Personnel     Public Works     Facilities Management

Other Department/Official (list) \_\_\_\_\_

**Please List All External Persons Who Need a Copy of Signed Documents  
In Your Submission Email**

APRIL 2024


# Unclaimed Property Capital Credits for Counties

**GLENN HEGAR**

TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

FOR MORE INFORMATION, VISIT OUR WEBSITE AT  
**[comptroller.texas.gov](https://comptroller.texas.gov)**

FOR INFORMATION ON UNCLAIMED PROPERTY, SEE  
**[comptroller.texas.gov/up](https://comptroller.texas.gov/up)**



**In conjunction with Local Government Code, Section 381.004, Texas Property Code, Section 74.602 authorizes the Texas Comptroller of Public Accounts (Comptroller's office) to allocate a portion of the unclaimed capital credits received from electric cooperatives back to the counties in the cooperatives' service area.**

## **What are unclaimed capital credits?**

Electric cooperatives that have lost contact with a previous customer sometimes report capital credits to the Comptroller's office as unclaimed property. Texas law allows counties to claim a portion of unclaimed capital credits originating from their county and use them for specific programs.

## **How are funds divided among counties?**

- Electric cooperatives report unclaimed capital credits and the county of service from which they originated.
- Electric Cooperatives must use the numeric Federal Information Processing Standard (FIPS) county code of the service address. This code must be entered in the country code field of the remittance report.
- A county may or may not receive funds in a given year.

## **Who qualifies?**

- Any county can request a portion of these funds.
- The county must follow instructions in Local Government Code, Section 381.004 to request funds.
- The commissioners court is the primary governing body and ultimate decision-making authority on the legitimacy of fund requests.

## **General uses of capital credits**

The county commissioners court may use capital credits to develop and administer a program:\*

- for state or local economic development.
- for small or disadvantaged business development.
- to stimulate, encourage and develop business location and commercial activity in the county.
- to promote or advertise the county and its vicinity or conduct a solicitation program to attract conventions, visitors and businesses.
- to improve the extent to which women and minority businesses are awarded county contracts.
- to support comprehensive literacy programs that benefit county residents.
- for the encouragement, promotion, improvement and application of the arts
- to support a children's advocacy center

\* Review Local Government Code, Section 381.004 before starting a program.

**For questions on Capital Credits, contact our Holder Education and Reporting section at [up.holder@cpa.texas.gov](mailto:up.holder@cpa.texas.gov) or 800-321-2274, option 2.**

# UNCLAIMED PROPERTY CAPITAL CREDITS FOR COUNTIES

## How to request capital credits

The county judge and/or commissioners court must complete and submit the **form below**.

- The form must be signed by a representative of the commissioners court or the county judge.
- The form must include the complete name, address and federal tax identification number of the commissioners court. Funds will be paid directly to the court.

### COUNTY REQUEST FOR CAPITAL CREDITS

County Name Johnson County FEIN 75-6001030

Authorized by  Judge  Commissioners Court

Name of County Judge Christopher Boedeker Approved Date 5/28/2024

#### SEND THE REQUESTED FUNDS TO:

Address 2 N. Main St., Room 120 City Cleburne State Tx Zip 76033

I acknowledge that the purpose of the funds complies with provisions of Texas Local Government Code, Section 381.004.

Name (printed) Christopher Boedeker Title County Judge

Signature  Date 5/28/2024

Email Address countyjudge@johnsoncountytexas.org Phone 817-556-6360

Submit signed and completed form by either mail, email or fax by July 31, 2024.

**Mail** Texas Comptroller of Public Accounts  
Unclaimed Property Division  
Holder Education and Reporting section  
P.O. Box 12019  
Austin, Texas 78711-2019

**Email** [up\\_holder@cpa.texas.gov](mailto:up_holder@cpa.texas.gov)  
**Fax** 512-463-3569

**FOR COMPTROLLER'S USE ONLY:** We are authorized to release \_\_\_\_% of the total amount available to your county. We will send a \$\_\_\_\_\_ payment to the address provided above. By requesting funds, you have certified that they will be used in compliance with the provisions of Texas Local Government Code, Section 381.004.

Comptroller's Representative \_\_\_\_\_ Date \_\_\_\_\_

This publication is intended as a general guide and not as a comprehensive resource on the subjects covered.  
It is not a substitute for legal advice.

In compliance with the Americans with Disabilities Act, this document may be requested in alternative formats by calling 800-252-1382, or by sending a fax to 512-475-0900.