

**From:** [Martha Velazquez](#)  
**To:** [Elysia Ryan](#); [Wayne McDaniel](#)  
**Subject:** Hardin County - 2022 Capital Credit  
**Date:** Friday, May 20, 2022 9:15:26 AM  
**Attachments:** [2022 Capital Credit Form.pdf](#)

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Good Morning,

Section 74.602 of the Texas Property Code authorizes the Texas Comptroller of Public Accounts to allocate a portion of the unclaimed capital credits received from electric cooperatives back to counties in cooperatives' service areas. The Code also states that the money may only be used to fund an appropriate program under Section 381.004 of the Local Government Code.

The commissioners' court is the primary governing body and ultimate decision-making authority regarding the legitimacy of requests for funds under this provision. The amount available to each county is based on total capital credits remitted this reporting year, minus anticipated claims as determined by the Comptroller.

When completing the attached request form, please refer to the following guidelines:

- Requests are to be submitted by the commissioners' court to the Texas Comptroller of Public Accounts **before** or by July 29, 2022.
- Requests **must** include the complete name, address and federal tax identification number of the Commissioners' Court. Funds will be paid directly to the court.
- All requests **must** include certification that the purpose of the funds is in compliance with the provisions of Section 381.004 of the Texas Local Government Code.

If you have any questions concerning these procedures, please contact Martha Velazquez by email at [Martha.Velazquez@cpa.texas.gov](mailto:Martha.Velazquez@cpa.texas.gov) or by phone at (512) 936-9228.

Sincerely,



*Martha C Velazquez*

*Holder Reporting & Education, Unclaimed Property Division  
Texas Comptroller of Public Accounts LBJ State Office Building  
111 E 17th Street*

*Austin, Texas 78701*

*Direct [\(512\)936-9228](tel:5129369228) Toll free [\(800\) 321-2274](tel:8003212274) Fax: [\(512\) 475-5495](tel:5124755495)*

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APRIL 2022

# Unclaimed Property Capital Credits for Counties

**Glenn Hegar**

Texas Comptroller of  
Public Accounts

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.

## How to request capital credits

The county judge and/or commissioners court must complete and submit the form on the back of this notice.

- 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.

For more information,  
visit our website at  
[ClaimItTexas.org](http://ClaimItTexas.org).

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

## UNCLAIMED PROPERTY CAPITAL CREDITS FOR COUNTIES

### County Request for Capital Credits

County Name \_\_\_\_\_ County FEIN \_\_\_\_\_

Authorized by ☐ Judge ☐ Commissioners Court

Name of County Judge \_\_\_\_\_ Approved Date \_\_\_\_\_

#### Send the requested funds to:

Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

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

Name (printed) \_\_\_\_\_ Title \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

Email Address \_\_\_\_\_ Phone \_\_\_\_\_

Submit signed and completed form by either mail, email or fax by July 31, 2022.

**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)

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**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.

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or by sending a fax to **512-475-0900**.