

THE ATTORNEY GENERAL

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An Attorney General Opinion is a written interpretation of existing law. The Attorney General writes opinions as part of his responsibility to act as legal counsel for the State of Texas. Opinions are written only at the request of certain state officials. The Texas Government Code indicates to whom the Attorney General may provide a legal opinion. He may not write legal opinions for private individuals or for any officials other than those specified by statute. (Listing of authorized requestors: <https://www.texasattorneygeneral.gov/attorney-general-opinions>.)

Requests for Opinions

RQ-0661-KP

Requestor:

Mr. Jerry Bob Daniel

President

Red River Authority

Post Office Box 240

Wichita Falls, Texas 76307-0240

Re: Eligibility for membership in a Regional Water Planning Group (RQ-0661-KP)

Briefs requested by November 4, 2026

For further information, please access the website at www.texasattorneygeneral.gov or call the Opinion Committee at (512) 463-2110.

TRD-202604261

Justin Gordon

General Counsel

Office of the Attorney General

Filed: October 6, 2026



Opinions

Opinion No. KP-0534

The Honorable Renee Ann Mueller

Washington County Attorney

100 East Main, Suite 200

Brenham, Texas 77833

Re: Transportation Code requirements for a "junked vehicle" to constitute a public nuisance (RQ-0603-KP)

S U M M A R Y

Section 683.072 of the Transportation Code declares a junked vehicle that is visible from a public place or public right-of-way is, among other things, a public nuisance.

Opinion No. KP-0535

The Honorable Rodolfo Gutierrez

Jim Hogg County Attorney

Post Office Box 847

Hebbronville, Texas 78361

Re: Scope of Tex. Educ. Code § 11.067 (RQ-0606-KP)

S U M M A R Y

A "vendor" under Texas Education Code subsection 11.067(a) is an individual or entity who enters into any agreement for the provision of goods or services with a school district. A vendor "receives a contract" under subsection 11.067(b) if it is awarded the opportunity to provide goods or services for a school district. The vendor must have sought the contract award, and a conflict of interest must be present for criminal liability to attach. But a vendor need not enter into a contract or participate in a formal bidding process to "receive" the contract under subsection 11.067(b). Whether a particular transaction would subject a vendor to criminal liability under subsection 11.067(b) requires the resolution of fact questions that are beyond the scope of an Attorney General opinion.

Opinion No. KP-0536

The Honorable Ryan Guillen

Chair, House Committee on Agriculture & Livestock

Texas House of Representatives

Post Office Box 2910

Austin, Texas 78768-2910

Re: Municipal authority over certain firefighter positions under the Texas Local Government Code (RQ-0609-KP)

S U M M A R Y

The Fire Fighter and Police Officer Civil Service Act authorizes a municipality's governing body to abolish civil service-classified positions in the municipality's fire department, but abolishment must be done in good faith. A municipality's civil service commission and department head have authority under the Act to vacate classified firefighter positions under certain circumstances, and they may fill vacant classified firefighter positions in compliance with the procedures set forth in the Act. The Act does not confer such authority to the Valley International Airport board or airport director.

Opinion No. KP-0537

The Honorable R. David Holmes

Hill County Attorney

Post Office Box 253

Hillsboro, Texas 76645

Re: Whether a Type A general law city may accept a donation of property, including money, for municipal purposes (RQ-0613-KP)

S U M M A R Y

Subsection 51.015(a) provides Type A general-law municipalities with the authority to accept donations of property, including money, so long as it is done for a municipal purpose.

For further information, please access the website at www.texasattorneygeneral.gov or call the Opinion Committee at (512) 463-2110.

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Justin Gordon
General Counsel
Office of the Attorney General
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