Code	Section	Subject	Population
Agriculture Code	12.0271(a)(1)	Rural Economic Development and Investment Program	Not more than 75,000
Agriculture Code	12.046(a)(2)	Texas Rural Investment Fund	Less than 200,000
Alcoholic Beverage Code	106.115(b-1)	Attendance at Alcohol Awareness Course; License Suspension	75,000 or less
Alcoholic Beverage Code	108.56(b)(1)	Dry Areas	250,000 or less
Alcoholic Beverage Code	108.56(b)(4)	Dry Areas	250,000 or less
Alcoholic Beverage Code	28.101(a)(2)	Public Consumption	Less than 65,000
Alcoholic Beverage Code	28.19(e)(2)	Sales at Temporary Location	Less than 65,000
Alcoholic Beverage Code	31.06(a)(2)	Public Consumption	Less than 65,000
Civil Practice & Remedies Code	15.0151(a)	Certain Political Subdivisions	100,000 or less
Civil Practice & Remedies Code	34.0445(g)(2)	Persons Eligible to Purchase Real Property	Less than 250,000
Code of Criminal Procedure	1.051(c)(1)	Right to representation by counsel	Less than 250,000
Code of Criminal Procedure	1.051(i)	Right to representation by counsel	Less than 250,000;250,000 or more
Code of Criminal Procedure	103.004(c)	Disposition of Collected Money	Less than 50,000
Code of Criminal Procedure	104.004(b)	Extraordinary Costs of Prosecution	Less than 50,000
Code of Criminal Procedure	2.21(g)	Duty of Clerks	Less than 2.5 million

Code	Section	Subject	Population
Code of Criminal Procedure	2A.007(a)	Adjunct Police Officers	Under 200,000
Code of Criminal Procedure	2A.155(d)	Clerks Disposal of Certain Exhibits	Less than 2 million
Code of Criminal Procedure	38.43(f)	Evidence Containing Biological Material	Less than 100,000
Code of Criminal Procedure	42A.304(f)(4)	Community Service	Less than 50,000
Code of Criminal Procedure	46B.084(a)(2)	Proceedings on Return of Defendant to Court	Less than 1.2 million or in a county with 4 million or more
Code of Criminal Procedure	46B.084(a-1)(2)	Proceedings on Return of Defendant to Court	Less than 1.2 million or in a county with 4 million or more
Code of Criminal Procedure	46B.084(d)(2)	Proceedings on Return of Defendant to Court	Less than 1.2 million or in a county with 4 million or more
Education Code	1001.255(a)(1)	Regulation of Certain Driver Education Instructors	50,000 or less
Education Code	11.052(b)	Single-Member Trustee Districts	Less than 10,000
Education Code	11.1513(g)(1)	Employment Policy	Less than 35,000
Education Code	130.253(b)	Branch Campus Maintenance Tax	150,000 or less
Education Code	33.906(e)(2)	Website Information Concerning Local Programs and Services Available to Assist Homeless Students	Less than 50,000
Education Code	37.011(a)	Juvenile Justice Alternative Education Program	Greater than 125,000;Less than 125,000
Education Code	38.060(a)(1)	Coordination with Existing	Not greater than 50,000

Code	Section	Subject	Population
Education Code	38.060(a)(1)	Providers in Certain Areas	Not greater than 50,000
Education Code	49.158(a)(3)(B)	Limitation	Less than 40,000
Education Code	56.101(7)	Definitions ("Rural County")	Less than 50,000
Education Code	61.9601	Definition ("Rural County")	50,000 or less
Election Code		Assistants to Tabulation Supervisor	Less than 60,000
Election Code	127.351(d)	Randomized County Audits	less than 300,000
Election Code	171.025(e)	Procedure for Filling Vacancy in Office of County Chair	Less than 5,000
Election Code	172.024(a)(14)(B)	Filing Fee (County Officials)	Under 200,000
Election Code	172.024(a)(15)(B)	Filing Fee (Justice of the Peace)	Under 200,000
Election Code	18.013(a)	Political Subdivision List in Certain Counties	25,000 or less
Election Code	19.004(a)(2)	Use of State Funds Restricted	Less than 55,000
Election Code	253.155(b)(2)(A)	Contribution Limits	Less than 250,000
Election Code	253.157(a-2)(2)(B)	Limit on Contribution by General-Purpose Committees	1 million or less
Election Code	253.157(a-2)(3)(C)	Limit on Contribution by General-Purpose Committees	Less than 250,000
Election Code	32.002(a)	Judges for County Election	Over 500,000;500,000 or less
Election Code	42.0051(a)	Combining Certain Precincts	Less than 1.2 million
Election Code	42.006(b)	Population Requirements	Under 100,000
Election Code	42.006(c)	Population Requirements	Under 50,000
Election Code	61.013(a)(2)	Access by Persons with Disabilities: Elections of Certain Political Subdivisions	2,000 or more but less than 5,000
Election Code	85.065(a)	Days and Hours for Voting: Temporary Branch in Less	Under 100,000

Code	Section	Subject	Population
Election Code	85.065(a)	Populous County	Under 100,000
Family Code	107.025(a)	Exception to Qualifications Required to Serve as Amicus Attorney in Certain Counties	Less than 500,000
Family Code	107.155(a)	Exception to Qualifications Required to Conduct Adoption Evaluation	Less than 500,000
Family Code	33.003(b)(3)	Judicial Approval	Less than 10,000
Government Code	1372.002(c)(1)	Project	Less than 100,000
Government Code	1372.026(a)(4)	Limitation on Amount of State Ceiling Available to Housing Finance Corporations	Less than 100,000
Government Code	1477.401	Applicability of Subchapter	Less than 8,600
Government Code	2051.201(c)(1)	Information Required on Website	Less than 10,000
Government Code	2165.1061(a)(1)	Space Allocation Plans; Transition Plans	75,000 or less
Government Code	23.101(a)(8)	Primary Priorities	Less than 175,000
Government Code	2303.406(d)(1)	Enterprise Project Designation	Less than 250,000
Government Code	2306.6703(b)(2)	Evaluation and Underwriting of Certain Applications	Less than 1 million
Government Code	27.051(f)	Terms of Court; Place for Holding Court	Less than 30,000
Government Code	403.1042(b)(1)	Tobacco Settlement Permanent Trust Account Investment Advisory Committee	50,000 or less
Government Code	403.604(b)(4)	Required Jobs and Investment	Less than 100,000
Government Code	41.203(b)(1)	Amount of Transfer	Less than 8,500
Government Code	411.175(2)	Procedures for Submitting Fingerprints	46,000 or less

Code	Section	Subject	Population
Government Code	419.909(a-1)(2)(A)	Fire Safety Inspections	Less than 100,000
Government Code	434.032(b)	Creation	Less than 200,000
Government Code	444.003(a)	Composition; Terms	Less than 50,000
Government Code	485.043(a)(3)	Eligibility for Rebate	Less than 100,000
Government Code	487.301(2)(A)	Definitions	150,000 or less
Government Code	487.551(2)(A)	Definitions	50,000 or less
Government Code	487.601(3)(A)	Definitions	Not greater than 50,000
Government Code	487.751	Definitions	Not more than 125,000
Government Code	490G.001(2-a)	Definitions	Less than 60,000
Government Code	490H.002(a)(10)	Composition	Less than 60,000
Government Code	490H.002(a)(11)	Composition	Less than 60,000
Government Code	490H.002(a)(8)	Composition	Less than 35,000
Government Code	490H.002(a)(8-a)	Composition (County Clerk)	Less than 60,000
Government Code	490H.002(a)(8-b)	Composition (Sheriff)	Less than 60,000
Government Code	490H.002(a)(9)	Composition	Less than 60,000
Government Code	51.501(a)	Joint Clerks	Less than 8,000
Government Code	51.501(c)	Joint Clerks	5,415 to 5,515
Government Code	511.004(a)	Membership; Terms; Vacancies	More than 35,000;35,000 or less
Government Code	511.022(b)(7)	Advisory Committee	Less than 80,000
Government Code	52.041(b)	Appointment of Official Court Reporter	125,000 or less
Government Code	52.041(c)	Appointment of Official Court Reporter	125,000 or less
Government Code	52.051(d)(1)	Compensation of District Court Reporters	Less than 1 million
Government Code	526.0653(d)	Guardianship Program Grant	Less than 150,000

Code	Section	Subject	Population
Government Code	526.0653(d)	Requirements	Less than 150,000
Government Code	531.015	New Facilities in Certain Counties	Less than 200,000
Government Code	531.0991(h)(1)	Grant Program for Mental Health Services	Less than 100,000
Government Code	531.0992(d-1)(1)	Grant Program for Mental Health Services for Veterans and Their Families	Less than 100,000
Government Code	531.0993(c)(1)	Grant Program to Reduce Recidivism, Arrest, and Incarceration Among Individuals With Mental IIIness and to Reduce Wait Time for Forensic Commitment	Less than 100,000
Government Code	531.0993(d-1)	Grant Program to Reduce Recidivism, Arrest, and Incarceration Among Individuals with Mental Illness and to Reduce Wait Time for Forensic Commitment	Less than 250,000
Government Code	531.125(d)	Grants	Less than 150,000
Government Code	539.002(c)	Grants for Establishment and Expansion of Community Collaborative	Less than 250,000
Government Code	547.0253(c)(1)	Matching Contributions Required; Grant Conditions	Less than 100,000
Government Code	547.0257(b)	Distributing and Allocating Appropriated Money	Not greater than 250,000
Government Code	547.0304(1)	Matching Grant Conditions: Single Counties	Less than 100,000
Government Code	547.0305(1)	Matching Grant Conditions: Multiple Counties	Less than 100,000
Government Code	547.0353(a)(1)	Matching Contributions	Less than 100,000

Code	Section	Subject	Population
Government Code	547.0353(a)(1)	Required; Grant Conditions	Less than 100,000
Government Code	547.0360(a)	Allocating Appropriated Money	Less than 250,000
Government Code	547A.0001(a)(2)	Grants for Establishing and Expanding Community Collaboratives	Less than 100,000
Government Code	547A.0001(c)	Grants for Establishing and Expanding Community Collaboratives	Less than 250,000
Government Code	547A.0005(c)	Plan Required for Certain Community Collaborative	Less than 100,000
Government Code	552.3031(a)(1)(B)	Electronic Submission of Request for Attorney General Decision	Less than 150,000
Government Code	57.002(c)	Appointment of Interpreter or Cart Provider; Cart Provider List	Less than 50,000
Government Code	573.061(4)(A)	General Exceptions	Less than 35,000
Health & Safety Code	117.052(a)(2)	Appointment of Members	Less than 50,000
Health & Safety Code	12.137(b)(1)	Tobacco Settlement Permanent Trust Account Administration Advisory Committee	50,000 or less
Health & Safety Code	122.002(a)	Health Unit in County With Population of Less Than 22,000	Less than 22,000
Health & Safety Code	122.007(a)	Establishment of Medical Clinics in Certain Counties	Less than 20,000
Health & Safety Code	122.007(d)	Establishment of Medical Clinics in Certain Counties	Less than 20,000
Health & Safety Code	262.034(e)(1)	Facilities and Services for Elderly and Disabled	225,000 or less
Health & Safety	285.101(a)(1)	Facilities and Services for	35,000 or less

Code	Section	Subject	Population
Code	285.101(a)(1)	Elderly and Disabled	35,000 or less
Health & Safety Code	285.161(a)	Tax Authorized	75,000 or less
Health & Safety Code	286.023(d)	Filing of Petition; Hearing; Ordering Election	75,000 or less
Health & Safety Code	286.101(g)	Expansion of District Territory	75,000 or less
Health & Safety Code	286.171(a)	Tax Authorized	75,000 or less
Health & Safety Code	287.041(b)	Board of Directors	Less than 125,000
Health & Safety Code	311.042(9)(B)(iv)	Definitions	Under 50,000
Health & Safety Code	311.0455	Annual Report by the Department	Under 50,000
Health & Safety Code	311.046	Annual Report of Community Benefits Plan	Under 50,000
Health & Safety Code	311.081(a)(3)	Applicability and Construction of Subchapter	50,000 or less
Health & Safety Code	361.111(a)(2)	Commission Shall Exempt Certain Municipal Solid Waste Management Facilities	Less than 85,000
Health & Safety Code	361.126(b)	Disposal of Demolition Waste from Abandoned or Nuisance Building	12,000 or less
Health & Safety Code	361.980(b)(2)	Recycling Leadership Program Collection Report	Less than 50,000
Health & Safety Code	363.041(5)	Composition of Advisory Council	Less than 150,000
Health & Safety Code	363.0616(a)	Preparation of Regional Plan by Other Public Agency in Certain	, .

Code	Section	Subject	Population
Health & Safety Code	363.0616(a)	Regionst	10-county region with less than 300,000
Health & Safety Code	368.012	County Licensing and Regulation	Less than 375,000
Health & Safety Code	382.018(d)(1)(B)	Outdoor Burning of Waste and Combustible Material	Less than 50,000
Health & Safety Code	437.0201(d)(1)	Regulation of Food at Farmers' Markets Under Temporary Food Establishment Permits	Less than 50,000
Health & Safety Code	437.0202(e)(1)	Temperature Requirements for Food at Farmers' Markets	Less than 50,000
Health & Safety Code	487.601(3)(A)	Definitions	Not greater than 50,000
Health & Safety Code	672.002(a)	Establishment of Review Team	Less than 50,000
Health & Safety Code	771.058(a)	Optional Participation in Plan	120,000 or less
Health & Safety Code	771.058(d)	Optional Participation in Plan	120,000 or less
Health & Safety Code	771.151(7)(A)	Definitions ("Rural Area")	50,000 or less
Health & Safety Code	772.306(o)	Board of Managers	Less than 40,000
Health & Safety Code	773.0045(a)(1)	Temporary Exemptions for Emergency Medical Services Personnel Practicing in Rural Area	50,000 or less
Health & Safety Code	773.1151(b)	Use of Telemedicine Medical Service by Certain Trauma Facilities	Less than 30,000
Health & Safety Code	775.014(h)	Creation of District That Includes Municipal Territory	Less than 2.1 million

Code	Section	Subject	Population
Health & Safety Code	775.0341(a)(1)	Appointment of Board in Certain Districts Located in More than One County	Less than 22,000
Health & Safety Code	775.221(a)(1)	Authority to Divide District	20,000 or less
Health & Safety Code	791.004(c)(2)	Exemptions	Less than 50,000
Health & Safety Code	81.404(a)(1)	Appointment of Members; Term	Less than 100,000
Health & Safety Code	823.002(1)	Exemption for Certain Counties, Clinics, and Facilities	Less than 75,000
Health & Safety Code	828.013(4)(A)	Exemptions	20,000 or less
Health & Safety Code	829.0015	Applicability of Chapter	75,000 or less
Human Resources Code	152.0009(a)	Transportation	190,000 or less
Human Resources Code	42.0461(a)	Public Notice and Hearing: Residential Child Care	Less than 300,000
Human Resources Code	43.003(b)	License Required	Less than 40,000
Insurance Code	1305.004(22)(A)	Definitions ("Rural Area")	50,000 or less
Insurance Code	2651.012(d)	Unencumbered Assets	Less than 10,000
Insurance Code	6002.004(d)(1)	Provision of Certain Services by Political Subdivision	Less than 80,000
Insurance Code	845.002(9)(A)	Definitions ("Rural Area")	50,000 or less
Insurance Code	848.001(10)(A)	Definitions ("Rural Hospital")	50,000 or less
Local Government Code	111.001	Subchapter Applicable to Counties with Population of 225,000 or Less; Exception	225,000 or less

Code	Section	Subject	Population
Local Government Code	111.062(b)(1)	Appointment of Budget Officer; Abolition of Office	225,000 or less
Local Government Code	112.001	Accounting System in County With County Auditor and Population of Less Than 190,000	Less than 190,000
Local Government Code	114.041(a)	Statement of Fees, Commissions, and Other Money Received by Officers	190,000 or less
Local Government Code	115.042(a)	Audit in Counties With Population Less Than 25,000	Less than 25,000
Local Government Code	130.909(a)(2)	Petty Cash Funds for Certain Officials	Less than 3.3 million
Local Government Code	130.911(2)	Rural Sheriff Office Salary Assistance Grant Program	300,000 or less
Local Government Code	130.911(d)(1)	Rural Sheriff Office Salary Assistance Grant Program	Less than 10,000
Local Government Code	130.912(3)	Rural Constable's Office Salary Assistance Grant Program	300,000 or less
Local Government Code	130.913(2)	Rural Prosecutor's Office Salary Assistance Grant Program	300,000 or less
Local Government Code	130.913(d)(1)	Rural Prosecutor's Office Salary Assistance Grant Program	Less than 10,000
Local Government Code	140.008(e)	Annual Report of Certain Financial Information	Less than 35,000
Local Government Code	154.008(b)	Legislative Appropriation for Officers Compensated on Salary Basis	Less than 60,000
Local Government Code	154.021	Compensation of District, County, and Precinct Officers on Salary Basis	190,000 or less

Code	Section	Subject	Population
Local Government Code	154.022	Option to Pay Compensation on Fee Basis or Salary Basis in County With Population of Less Than 20,000	Less than 20,000
Local Government Code	154.0235	Procedures Regarding Payment of Office Expenses and Employee Salaries	190,000 or less
Local Government Code	158.034(a)	County Civil Service	Less than 2.8 million;2.8 million or more
Local Government Code	158.038(b)	Exemptions	3.3 million or less
Local Government Code	172.012(b)	Limitation of Risk Pools	Fewer than 500,000
Local Government Code	179.002(2)	Applicability of Chapter (Authority of Certain First Responders to Carry Handgun)	250,000 or less
Local Government Code	233.001(a)	Requiring Repair, Removal, or Demolition of Building or Other Structure	120,000 or less
Local Government Code	262.011(a)	Purchasing Agents	150,000 or less
Local Government Code	262.0241(a)(1)	Mandatory Exemptions: Certain Recreational Services	20,000 or less
Local Government Code	291.007	Nonbinding Referendum on County Property Matter	Less than 40,000
Local Government Code	292.0025(a)	Facilities Outside County Seat in Certain Counties	18,000 or less
Local Government Code	292.0231(a)	Facilities in Counties with Populations Under 30,000	Less than 30,000
Local Government Code	333.002	Joint Museum	20,000 or less
Local Government	335.151	Applicability	Less than 15,000

Code	Section	Subject	Population
Code	335.151	Applicability	Less than 15,000
Local Government Code	361.041(a)	Outdoor Burning of Household Refuse in Certain Residential Areas	Less than 20,000
Local Government Code	382.052(b)	Eligibility	More than 1,000
Local Government Code	383.021(a)	Counties Authorized to Create Districts	400,000 or less
Local Government Code	397A.102(a)	Creation of Regional Military Sustainability Commission	60,000 or less
Local Government Code	563.001(2)	Applicability of Chapter	10,000 or less
Local Government Code	580.004(b)	Rainwater Harvesting	More than 10,000;10,000 or less
Local Government Code	84.002(b)	Appointment of County Auditor	Less than 10,200
Local Government Code	87.043(a)	Temporary Absence in Office of County Judge in Certain Counties	Less than 150,000
Natural Resources Code	32.012(c)	Members of the Board	Less than 200,000
Natural Resources Code	61.021(c)	Area Not Covered by Subchapter	40,000 or less
Occupations Code	158.003(b)	Dispensing of Dangerous Drugs in Certain Rural Areas	5,000 or less
Occupations Code	1702.3705(c)	Prohibition Against Certain Political Subdivisions Acting as Alarm Systems Company	Less than 80,000
Occupations Code	1704.052	Discretionary Creation of Board	Less than 110,000
Occupations Code	1704.055(c)	Meetings	Less than 150,000

Code	Section	Subject	Population
Occupations Code	1704.160(b)	Security Requirements	Less than 250,000
Occupations Code	1956.017(b)(8)	Advisory Committee	Less than 500,000
Occupations Code	2304.002	Application of Chapter	50,000 or less
Occupations Code	2308.051(a)(6)	Towing, Storage, and Booting Advisory Board	Less than 1 million
Occupations Code	562.1011(a)(2)(A)	Operation of Class C Pharmacy in Certain Rural Hospitals	50,000 or less
Occupations Code	563.053(b)	Dispensing of Dangerous Drugs in Certain Rural Areas	5,000 or less
Occupations Code	568.002(b)	Registration Required	Less than 50,000
Occupations Code	601.203(b)(1)(B)	Hardship Exemption	Less than 50,000
Parks & Wildlife Code	24.002(1)	Texas Recreation and Parks Account	Less than 500,000
Parks & Wildlife Code	24.002(a)(1)	Texas Recreation and Parks Account	Less than 500,000
Property Code	211.001(4)(A)(i)	Definitions	Less than 65,000
Property Code	211.002(a)(1)	Applicability of Chapter	Less than 65,000
Property Code	55.002(c)	Lien	800,000 or less
Tax Code	23.425(a)(1)	Eligibility of Land Used for Growing Florist Items in Certain Counties	35,000 or less
Tax Code	23.55(j)(1)	Change of Use of Land	Less than 100,000
Tax Code	23.76(j)(1)	Change of Use of Land	Less than 100,000
Tax Code	311.0091(a)	Composition of Board of Directors of Certain Reinvestment Zones	Less than 2.1 million
Tax Code	324.021(a)	Tax Authorized	50,000 or less
Tax Code	34.015(p)(2)	Persons Eligible to Purchase Real Property	Less than 250,000

Code	Section	Subject	Population
Tax Code	352.009(d)(1)	Annual Report to Comptroller	Less than 10,000
Tax Code	352.107	Hotel Tax Authorized for County Development Districts	Less than 600,000
Tax Code	41.45(b-4)(1)	Hearing on Protest	Less than 100,000
Tax Code	41.47(f)(1)	Determination of Protest	Less than 4 million
Tax Code	6.03(a)	Board of Directors In Less Populous Counties	Less than 75,000
Tax Code	6.032(c)(2)	Ballot Procedures for Elected Directors; Filing Fee or Petition	Less than 200,000
Tax Code	6.035(a-1)(1)(B)	Restrictions on Eligibility and Conduct of Board Members and Chief Appraisers and Their Relatives	Less than 120,000
Tax Code	6.21(b)	County Assessor-Collector	Less than 10,000
Texas Civil Statutes Code	Title 49 Ch. 11 Art. 2701d	Education - Public,County Schools,Rural supervisor and salary in counties having population of 1,100 to 41,500	1,100 to 41,500;
Texas Constitution		Compensation of district, county and precinct officers; salary or fee basis; disposition of fees	Less than 20,000
Texas Constitution	Art. 3, §52f	Private roads; construction and maintenance by counties of 7,500 or less	7,500 or less
Texas Constitution	Art. 5, §18(a)	Division of counties into precincts; election of constable and justice of the peace; county commissioners and county commissioners' court	Less than 18,000
Texas Constitution	Art. 5, §20	County Clerk	Less than 8,000
Texas Constitution	Art. 8, §14(b)	Assessor and collector of taxes	Less than 10,000

Code	Section	Subject	Population
Texas Constitution	Art. 9, §9B	Hospital districts; creation, establishment, maintenance, and operation in counties with population of 75,000 or less	75,000 or less
Transportation Code	201.051(b)	Commission	Less than 150,000
Transportation Code	254.008(a)	Regulation of Private Ditches in Counties of 100,000 or Less	100,000 or less
Transportation Code	281.001	Applicability of Chapter	50,000 or less
Transportation Code	284.2031(d)	Civil and Criminal Enforcement: Fine	Less than 3.3 million
Transportation Code	370.2521(e)	Filing of Financial Statement by Director	Less than 200,000
Transportation Code	396.021(c)	Screening Requirements	200,000 or less
Transportation Code	502.402(b-1)	Optional County Fee for Transportation Projects	Less than 700,000
Transportation Code	542.402(b-1)(1)	Traffic Regulations: Private Subdivision in Certain Counties	Less than 5,000
Transportation Code	622.902(8)(C)(ii)	Length Exceptions	Less than 300,000
Transportation Code	683.015(d)	Auction Proceeds	Less than 150,000
Transportation Code	724.041(e)(1)(B)	Hearing on Suspension or Denial	Less than 300,000
Water Code	12.052(e-1)(3)	Dam Safety	Less than 350,000
Water Code	15.901(3)(A)	Definitions ("Rural Community")	Less than 5,000
Water Code	36.121	Limitation on Rulemaking Power of Districts Over Wells	15,500 or less

Code	Section	Subject	Population
Water Code	36.121	in Certain Counties	15,500 or less
Water Code	51.829	Dissolution of District in Counties of Less Than 11,000 Population	Less than 11,000
Water Code	57.051(b)	Appointment of Board of Directors	2,000 or more
Water Code	58.829	Dissolution of District in Counties of Less Than 11,000 Population	Less than 11,000
Water Code	67.011(a)	Powers of Corporation in Certain Counties	Less than 3.3 million