

By: Paxton

S.B. No. 347

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the inclusion of local school health advisory councils  
3 as governmental bodies for purposes of the open meetings law and the  
4 public information law.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section [551.001\(3\)](#), Government Code, is amended  
7 to read as follows:

8 (3) "Governmental body" means:

9 (A) a board, commission, department, committee,  
10 or agency within the executive or legislative branch of state  
11 government that is directed by one or more elected or appointed  
12 members;

13 (B) a county commissioners court in the state;

14 (C) a municipal governing body in the state;

15 (D) a deliberative body that has rulemaking or  
16 quasi-judicial power and that is classified as a department,  
17 agency, or political subdivision of a county or municipality;

18 (E) a school district board of trustees;

19 (F) a county board of school trustees;

20 (G) a county board of education;

21 (H) the governing board of a special district  
22 created by law;

23 (I) a local workforce development board created  
24 under Section [2308.253](#);

1 (J) a nonprofit corporation that is eligible to  
2 receive funds under the federal community services block grant  
3 program and that is authorized by this state to serve a geographic  
4 area of the state;

5 (K) a nonprofit corporation organized under  
6 Chapter 67, Water Code, that provides a water supply or wastewater  
7 service, or both, and is exempt from ad valorem taxation under  
8 Section 11.30, Tax Code; ~~and~~

9 (L) a joint board created under Section 22.074,  
10 Transportation Code; and

11 (M) a local school health advisory council  
12 established under Section 28.004, Education Code.

13 SECTION 2. Section 552.003(1), Government Code, is amended  
14 to read as follows:

15 (1) "Governmental body":

16 (A) means:

17 (i) a board, commission, department,  
18 committee, institution, agency, or office that is within or is  
19 created by the executive or legislative branch of state government  
20 and that is directed by one or more elected or appointed members;

21 (ii) a county commissioners court in the  
22 state;

23 (iii) a municipal governing body in the  
24 state;

25 (iv) a deliberative body that has  
26 rulemaking or quasi-judicial power and that is classified as a  
27 department, agency, or political subdivision of a county or

1 municipality;

2 (v) a school district board of trustees;

3 (vi) a county board of school trustees;

4 (vii) a county board of education;

5 (viii) the governing board of a special  
6 district;

7 (ix) the governing body of a nonprofit  
8 corporation organized under Chapter 67, Water Code, that provides a  
9 water supply or wastewater service, or both, and is exempt from ad  
10 valorem taxation under Section 11.30, Tax Code;

11 (x) a local workforce development board  
12 created under Section 2308.253;

13 (xi) a nonprofit corporation that is  
14 eligible to receive funds under the federal community services  
15 block grant program and that is authorized by this state to serve a  
16 geographic area of the state;

17 (xii) a confinement facility operated under  
18 a contract with any division of the Texas Department of Criminal  
19 Justice;

20 (xiii) a civil commitment housing facility  
21 owned, leased, or operated by a vendor under contract with the state  
22 as provided by Chapter 841, Health and Safety Code;

23 (xiv) an entity that receives public funds  
24 in the current or preceding state fiscal year to manage the daily  
25 operations or restoration of the Alamo, or an entity that oversees  
26 such an entity; ~~and~~

27 (xv) the part, section, or portion of an

1 organization, corporation, commission, committee, institution, or  
2 agency that spends or that is supported in whole or in part by  
3 public funds; and

4 (xvi) a local school health advisory  
5 council established under Section 28.004, Education Code; and

6 (B) does not include:

7 (i) the judiciary; or

8 (ii) an economic development entity whose  
9 mission or purpose is to develop and promote the economic growth of  
10 a state agency or political subdivision with which the entity  
11 contracts if:

12 (a) the entity does not receive \$1  
13 million or more in public funds from a single state agency or  
14 political subdivision in the current or preceding state fiscal  
15 year; or

16 (b) the entity:

17 (1) either:

18 (A) does not have the  
19 authority to make decisions or recommendations on behalf of a state  
20 agency or political subdivision regarding tax abatements or tax  
21 incentives; or

22 (B) does not require an  
23 officer of the state agency or political subdivision to hold office  
24 as a member of the board of directors of the entity;

25 (2) does not use staff or office  
26 space of the state agency or political subdivision for no or nominal  
27 consideration, unless the space is available to the public;

