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H.B. No. 1500

A BILL TO BE ENTITLED

AN ACT

relating to the continuation and functions of the Department of
Information Resources, including the composition of the governing
body of the department.

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

SECTION 1. Subchapter C, Chapter 656, Government Code, is
amended by adding Sections 656.0505 and 656.0506 to read as
follows:

Sec. 656.0505. VOLUNTARY CERTIFICATION COURSE ON
PROCUREMENT OF INFORMATION RESOURCES TECHNOLOGIES. (a) In this
section:

(1) "Department" means the Department of Information
Resources.

(2) "Information resources technologies" has the
meaning assigned by Section 2054.003.

(b) In coordination with the comptroller, the department
shall develop and implement a certification course on the
procurement of information resources technologies and make the
course available to a person who:

(1) holds a purchasing certification issued under
Section 656.051;

(2) holds a contract management certification issued
under Section 656.052; or

(3) holds both certifications described by

Subdivisions (1) and (2).

(c) The department shall provide the course at least quarterly and must provide the course in person.

(d) The department shall certify a state agency employee who successfully completes the course.

(e) Successful completion of the course may be credited toward any continuing education requirements for maintaining a certification under Section [656.051](#) or [656.052](#), or both.

Sec. 656.0506. TRAINING ON PURCHASES OF INFORMATION RESOURCES TECHNOLOGIES FOR CERTAIN STATE AGENCY OFFICERS AND EMPLOYEES. (a) In this section:

(1) "Department" means the Department of Information Resources.

(2) "Information resources technologies" has the meaning assigned by Section [2054.003](#).

(b) The department shall develop and provide annual training for persons who serve in upper management positions at state agencies, including elected or appointed state officers and executive heads of state agencies on best practices and methodologies for purchasing information resources technologies.

(c) The department shall include in the training provided under Subsection (b) information the department covers in the certification programs established by Sections [656.051](#) and [656.052](#) that is related to the purchase of information resources technologies. The department may include additional topics in the training.

(d) The department may not require a person described by

Subsection (b) to participate in the training.

SECTION 2. Section 2054.003(13), Government Code, is amended to read as follows:

(13) "State agency" means, except as otherwise provided by this chapter, a department, commission, board, office, council, authority, or other agency in the executive or judicial branch of state government that is created by the constitution or a statute of this state, including a university system or institution of higher education as defined by Section 61.003, Education Code.

SECTION 3. Section 2054.005, Government Code, is amended to read as follows:

Sec. 2054.005. SUNSET PROVISION. ~~[(a)]~~ The Department of Information Resources is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the department is abolished ~~[and this chapter expires]~~ September 1, 2037 ~~[2025]~~.

SECTION 4. Section 2054.021, Government Code, is amended by amending Subsections (a), (c), (f), (g), and (h) and adding Subsections (a-1), (c-1), (c-2), and (i) to read as follows:

(a) For purposes of this section, "state agency" has the meaning assigned by Section 2054.003 but does not include a department, commission, board, office, council, authority, or other agency in the judicial branch of state government.

(a-1) The department is governed by a board composed of 11 members as follows:

(1) seven voting members appointed by the governor with the advice and consent of the senate; and

1 (2) four nonvoting members as provided by Subsection
2 (c). ~~[One member must be employed by an institution of higher~~
3 ~~education as defined by Section 61.003, Education Code.]~~

4 (c) The governor shall appoint the four nonvoting members of
5 the board as follows:

6 (1) one member who is an employee of an institution of
7 higher education, as defined by Section 61.003, Education Code;

8 (2) two members who are employees of state agencies
9 that are on the list provided under Subsection (c-1); and

10 (3) one member who is an employee of a state agency
11 with fewer than 500 full-time employees.

12 (c-1) Not later than December 1 of each even-numbered year,
13 the department shall provide the governor a list of the 10 state
14 agencies that spent the most money on products and services of the
15 department during the previous state fiscal year.

16 (c-2) A nonvoting member of the board serves for a two-year
17 term that expires February 1 of each odd-numbered year. ~~[Two groups~~
18 ~~each composed of three ex officio members serve on the board on a~~
19 ~~rotating basis. The ex officio members serve as nonvoting members~~
20 ~~of the board. Only one group serves at a time. The first group is~~
21 ~~composed of the commissioner of insurance, the executive~~
22 ~~commissioner of the Health and Human Services Commission, and the~~
23 ~~executive director of the Texas Department of Transportation.~~
24 ~~Members of the first group serve for two-year terms that begin~~
25 ~~February 1 of every other odd-numbered year and that expire on~~
26 ~~February 1 of the next odd-numbered year. The second group is~~
27 ~~composed of the commissioner of education, the executive director~~

~~of the Texas Department of Criminal Justice, and the executive director of the Parks and Wildlife Department. Members of the second group serve for two-year terms that begin February 1 of the odd-numbered years in which the terms of members of the first group expire and that expire on February 1 of the next odd-numbered year.]~~

(f) A [To be eligible to take office or serve as a voting or nonvoting member of the board, a] person who is appointed to and qualifies for office as a member of the board may not vote, deliberate, or be counted as a member in attendance at a meeting of the board until the person:

(1) completes [appointed to or scheduled to serve as an ex officio member of the board must complete at least one course of] a training program that complies with Subsection (g); and

(2) signs and submits to the executive director a statement acknowledging that the member completed the training program and the training required under Section 656.053 [this section]. [A voting or nonvoting board member must complete a training program that complies with Subsection (g) not later than the 180th day after the date on which the person takes office or begins serving as a member of the board.]

(g) The training program must provide the person with information ~~[to the person]~~ regarding:

(1) the law governing department operations [this chapter] and the board to which the person is appointed to serve;

(2) the programs, functions, rules, and budget of [operated by] the department;

(3) the scope of and limitations on the rulemaking

1 authority of the department ~~[the role and functions of the~~
2 ~~department]~~;

3 (4) the results of the most recent formal audit of the
4 department ~~[rules of the department, with an emphasis on the rules~~
5 ~~that relate to disciplinary and investigatory authority]~~;

6 (5) the requirements of:

7 (A) laws relating to open meetings, public
8 information, administrative procedure, and disclosing conflicts of
9 interest; and

10 (B) other laws applicable to members of a state
11 policy-making body in performing their duties ~~[current budget for~~
12 ~~the department]~~;

13 ~~(6) [the results of the most recent formal audit of the~~
14 ~~department,~~

15 ~~[(7) the requirements of the:~~

16 ~~[(A) open meetings law, Chapter 551,~~

17 ~~[(B) open records law, Chapter 552, and~~

18 ~~[(C) administrative procedure law, Chapter 2001,~~

19 ~~[(8) the requirements of the conflict of interest laws~~
20 ~~and other laws relating to public officials,~~

21 ~~[(9)]~~ any applicable ethics policies adopted by the
22 department or the Texas Ethics Commission; and

23 (7) ~~[(10)]~~ contract management training.

24 (h) A person appointed to the board is entitled to
25 reimbursement, as provided by the General Appropriations Act, for
26 travel expenses incurred in attending the training program,
27 regardless of whether the attendance at the program occurs before

1 or after the person qualifies for office ~~[as provided by the General~~
2 ~~Appropriations Act and as if the person were a member of the board]~~.

3 (i) The executive director shall create a training manual
4 that includes the information required by Subsection (g). The
5 executive director shall distribute a copy of the training manual
6 annually to each member of the board. Each member of the board
7 shall sign and submit to the executive director a statement
8 acknowledging that the member received and has reviewed the
9 training manual.

10 SECTION 5. Section 2054.024(c), Government Code, is amended
11 to read as follows:

12 (c) If the final result of an action brought in a court of
13 competent jurisdiction is that a board ~~[an ex officio or other]~~
14 member ~~[of the board]~~ may not serve on the board under the Texas
15 Constitution, the ~~[appropriate individual shall promptly submit a~~
16 ~~list to the]~~ governor shall appoint ~~[for the appointment of]~~ a
17 replacement who may serve.

18 SECTION 6. The heading to Section 2054.033, Government
19 Code, is amended to read as follows:

20 Sec. 2054.033. ESTABLISHMENT OF ADVISORY COMMITTEES;
21 ADMINISTRATION AND REQUIREMENTS.

22 SECTION 7. Section 2054.033, Government Code, is amended by
23 amending Subsection (a) and adding Subsections (e), (f), and (g) to
24 read as follows:

25 (a) The board and the executive director, if authorized by
26 the board, by rule may establish ~~[appoint]~~ advisory committees as
27 the department considers necessary to provide expertise to the

department.

(e) With respect to an advisory committee whose jurisdiction covers a service provided by the department to state agencies, in appointing members to the advisory committee the board shall:

(1) to the extent practicable, ensure that the advisory committee is composed of a cross-section of the department's customers who use the service; and

(2) appoint, in addition to the member required by Subsection (d), at least one member who is an employee of a state agency with 500 or fewer full-time employees.

(f) The board shall adopt rules to govern each advisory committee of the department. The rules must include:

(1) the purpose, role, goals, composition, and duration of the advisory committee;

(2) as to the advisory committee members:

(A) the appointment procedures, terms, and quorum requirements;

(B) conflict-of-interest policies; and

(C) as advisable, member qualifications or training requirements;

(3) as appropriate, a method the department must use to receive public input on issues considered by the advisory committee; and

(4) as appropriate, a method for sharing findings and information of the advisory committee with the public and the board.

1 (g) Except as otherwise provided by this chapter, an
2 advisory committee of the department is subject to Chapter 2110.

3 SECTION 8. Subchapter B, Chapter 2054, Government Code, is
4 amended by adding Sections 2054.0333, 2054.0335, and 2054.0337 to
5 read as follows:

6 Sec. 2054.0333. ADVISORY COMMITTEES ON DEPARTMENT
7 FUNCTIONS REQUIRED. The board by rule shall establish advisory
8 committees under Section 2054.033 that advise the board on
9 governing the department and cover in subject matter the
10 department's primary functions, including at least one advisory
11 committee for each of the following subjects:

- 12 (1) procurement under Subchapter B, Chapter 2157;
13 (2) the development and implementation of information
14 security programs; and
15 (3) the preparation of the state strategic plan
16 required by Section 2054.091.

17 Sec. 2054.0335. STATEWIDE INFORMATION SECURITY ADVISORY
18 COMMITTEE. (a) The board by rule shall establish an advisory
19 committee under Section 2054.033 to make recommendations to the
20 department on improving the effectiveness of the department's and
21 this state's information security operations.

22 (b) The advisory committee must include members who are
23 information security professionals employed by state agencies and
24 local governments.

25 (c) The presiding officer of the advisory committee is the
26 chief information security officer under Section 2054.510.

27 Sec. 2054.0337. CUSTOMER ADVISORY COMMITTEE. (a) The

1 board by rule shall establish an advisory committee under Section
2 2054.033 to report to and advise the board on improving the
3 effectiveness and efficiency of services provided by the department
4 to customers.

5 (b) The board shall appoint advisory committee members who
6 are employees of state agencies that:

7 (1) use the department's services; and

8 (2) have 500 or fewer full-time employees, including
9 at least three members who are employees of state agencies that have
10 150 or fewer full-time employees.

11 SECTION 9. Section 2054.035(b), Government Code, is amended
12 to read as follows:

13 (b) The department shall prepare information of public
14 interest describing the functions of the department ~~[and the~~
15 ~~procedures by which complaints are filed with and resolved by the~~
16 ~~department]~~. The department shall make the information available
17 to the public and appropriate state agencies.

18 SECTION 10. Section 2054.036, Government Code, is amended
19 to read as follows:

20 Sec. 2054.036. COMPLAINTS. (a) The department shall
21 maintain a system to promptly and efficiently act on complaints
22 filed with the department. The department shall maintain
23 information about parties to the complaint, the subject matter of
24 the complaint, and a summary of the results of the review or
25 investigation of the complaint, and its disposition. ~~[keep a file~~
26 ~~about each written complaint filed with the department that the~~
27 ~~department has authority to resolve. The department shall provide~~

1 ~~to the person filing the complaint and the persons or entities~~
2 ~~complained about the department's policies and procedures~~
3 ~~pertaining to complaint investigation and resolution. The~~
4 ~~department, at least quarterly and until final disposition of the~~
5 ~~complaint, shall notify the person filing the complaint and the~~
6 ~~persons or entities complained about of the status of the complaint~~
7 ~~unless the notice would jeopardize an undercover investigation.]~~

8 (b) The department shall make information available
9 describing its procedures for complaint investigation and
10 resolution ~~[keep information about each complaint filed with the~~
11 ~~department]. [The information shall include:~~

12 ~~[(1) the date the complaint is received,~~
13 ~~[(2) the name of the complainant,~~
14 ~~[(3) the subject matter of the complaint,~~
15 ~~[(4) a record of all persons contacted in relation to~~
16 ~~the complaint,~~

17 ~~[(5) a summary of the results of the review or~~
18 ~~investigation of the complaint, and~~

19 ~~[(6) for complaints for which the department took no~~
20 ~~action, an explanation of the reason the complaint was closed~~
21 ~~without action.]]~~

22 (c) The department shall periodically notify the complaint
23 parties of the status of the complaint until final disposition
24 unless the notice would jeopardize an ongoing investigation.

25 SECTION 11. Sections [2054.055](#)(b) and (b-2), Government
26 Code, are amended to read as follows:

27 (b) The report must:

1 (1) assess the progress made toward meeting the goals
2 and objectives of the state strategic plan for information
3 resources management;

4 (2) describe major accomplishments of the state or a
5 specific state agency in information resources management;

6 (3) describe major problems in information resources
7 management confronting the state or a specific state agency;

8 (4) provide a summary of the total expenditures for
9 information resources and information resources technologies by
10 the state;

11 (5) make recommendations for improving the
12 effectiveness and cost-efficiency of the state's use of information
13 resources;

14 (6) describe the status, progress, benefits, and
15 efficiency gains of the state electronic Internet portal project,
16 including any significant issues regarding contract performance;

17 (7) provide a financial summary of the state
18 electronic Internet portal project, including project costs and
19 revenues;

20 (8) ~~[provide a summary of the amount and use of~~
21 ~~Internet-based training conducted by each state agency and~~
22 ~~institution of higher education;~~

23 ~~[(9)]~~ provide a summary of agency and statewide
24 results in providing access to electronic and information resources
25 to individuals with disabilities as required by Subchapter M;

26 (9) ~~[(10)]~~ assess the progress made toward
27 accomplishing the goals of the plan for a state telecommunications

1 network and developing a system of telecommunications services as
2 provided by Subchapter H; and

3 (10) [~~(11)~~] identify proposed major information
4 resources projects for the next state fiscal biennium, including
5 project costs through stages of the project and across state fiscal
6 years from project initiation to implementation.

7 (b-2) The information required under Subsection (b)(10)
8 [~~(b)(11)~~] must include:

9 (1) final total cost of ownership budget data for the
10 entire life cycle of the major information resources project,
11 including capital and operational costs that itemize staffing
12 costs, contracted services, hardware purchased or leased, software
13 purchased or leased, travel, and training;

14 (2) the original project schedule and the final actual
15 project schedule;

16 (3) data on the progress toward meeting the original
17 goals and performance measures of the project, specifically those
18 related to operating budget savings;

19 (4) lessons learned on the project, performance
20 evaluations of any vendors used in the project, and reasons for
21 project delays or cost increases; and

22 (5) the benefits, cost avoidance, and cost savings
23 generated by major technology resources projects.

24 SECTION 12. Subchapter C, Chapter 2054, Government Code, is
25 amended by adding Section 2054.057 to read as follows:

26 Sec. 2054.057. PROCUREMENT SERVICES PILOT PROGRAM. (a) In
27 this section:

1 (1) "Participating state agency" means a state agency
2 that the department has approved to participate in the pilot
3 program.

4 (2) "Pilot program" means the procurement services
5 pilot program established under this section.

6 (3) "State agency" means a board, commission, office,
7 department, or other agency in the executive, judicial, or
8 legislative branch of state government. The term does not include
9 an institution of higher education, as defined by Section [61.003](#),
10 Education Code.

11 (b) The department shall establish a pilot program under
12 which the department provides assistance in the procurement of
13 information resources technologies on request by a participating
14 state agency.

15 (c) A state agency may participate in the pilot program only
16 if the department approves of the participation in writing.

17 (d) The department may limit the:

18 (1) number of participating state agencies in the
19 pilot program; and

20 (2) types of information resources technologies for
21 which procurement assistance is provided under the pilot program.

22 (e) Services under the pilot program may include assistance
23 with:

24 (1) procurement planning;

25 (2) developing a cost estimate for an information
26 resources technologies project; and

27 (3) drafting and developing a solicitation.

1 (f) With respect to any procurement assistance provided by
2 the department under the pilot program, the department:

3 (1) may not control the procurement for which the
4 assistance is provided or the management of any resulting contract;
5 and

6 (2) is not civilly liable for damages resulting from
7 the provision of procurement assistance unless the damages result
8 from intentional conduct or gross negligence.

9 (g) Not later than December 1, 2028, the department shall
10 submit a report to the legislature that includes a summary of the
11 pilot program's activities and a recommendation of whether to
12 continue or expand the program.

13 (h) This section expires January 1, 2029.

14 SECTION 13. Section 2054.075(b), Government Code, is
15 amended to read as follows:

16 (b) Each state agency information resources manager is part
17 of the agency's executive management and reports directly to the
18 executive head or deputy executive head of the agency. Each state
19 agency shall report to the department the extent and results of its
20 compliance with this subsection and include with the report an
21 organizational chart showing the structure of the personnel in the
22 agency's executive management. ~~[The department shall report the~~
23 ~~extent and results of state agencies' compliance with this~~
24 ~~subsection to the legislature.]~~

25 SECTION 14. Section 2054.097, Government Code, is amended
26 by adding Subsections (c), (d), and (e) to read as follows:

27 (c) Once every two years, the department shall conduct a

1 limited evaluation of the information resources deployment review
2 of at least five state agencies to verify the accuracy of those
3 reviews. The department may limit the evaluation to review
4 responses on subjects that represent the highest risks or greatest
5 opportunities for improvement regarding the state agency's
6 software, hardware, compliance, and cybersecurity.

7 (d) The department is not required to conduct site visits as
8 part of the limited evaluation required by Subsection (c).

9 (e) The department shall use information received from the
10 limited evaluation required by Subsection (c) to:

11 (1) update trainings for and outreach to information
12 resources managers on accurately completing the information
13 resources deployment review; and

14 (2) recommend information resources technology
15 solutions to state agencies as needed.

16 SECTION 15. Section 2054.2606(c), Government Code, is
17 amended to read as follows:

18 (c) A licensing entity that establishes a profile system
19 under this section shall determine the information to be included
20 in the system and the manner for collecting and reporting the
21 information. At a minimum, the entity shall include the following
22 information in the profile system:

23 (1) the name of the license holder and the address and
24 telephone number of the license holder's primary practice location;

25 (2) whether the license holder's patient, client,
26 user, customer, or consumer service areas, as applicable, are
27 accessible to ~~[disabled]~~ persons with disabilities, as defined by

1 federal law;

2 (3) the type of language translating services,
3 including translating services for a person who is deaf or hard
4 ~~[with impairment]~~ of hearing, that the license holder provides for
5 patients, clients, users, customers, or consumers, as applicable;

6 (4) if applicable, insurance information, including
7 whether the license holder participates in the state child health
8 plan under Chapter 62, Health and Safety Code, or the Medicaid
9 program;

10 (5) the education and training received by the license
11 holder, as required by the licensing entity;

12 (6) any specialty certification held by the license
13 holder;

14 (7) the number of years the person has practiced as a
15 license holder; and

16 (8) if applicable, any hospital affiliation of the
17 license holder.

18 SECTION 16. Section 2054.456(a), Government Code, is
19 amended to read as follows:

20 (a) Each state agency shall, in developing, procuring,
21 maintaining, or using electronic and information resources, ensure
22 that state employees with disabilities have access to and the use of
23 those resources comparable to the access and use available to state
24 employees without disabilities, unless compliance with this
25 section imposes a significant difficulty or expense on the agency
26 under Section 2054.460. Subject to Section 2054.460, the agency
27 shall take reasonable steps to ensure that an ~~[a disabled]~~ employee

1 with a disability has reasonable access to perform the employee's
2 duties.

3 SECTION 17. The heading to Section 2054.515, Government
4 Code, is amended to read as follows:

5 Sec. 2054.515. AGENCY DATA GOVERNANCE [~~INFORMATION~~
6 ~~SECURITY~~] ASSESSMENT AND REPORT.

7 SECTION 18. Section 2054.515, Government Code, is amended
8 by amending Subsections (a), (c), and (d) and adding Subsection
9 (a-1) to read as follows:

10 (a) At least once every two years, each state agency shall
11 conduct an [~~information security~~] assessment of the agency's[+]

12 [~~(1) information resources systems, network systems,~~
13 ~~digital data storage systems, digital data security measures, and~~
14 ~~information resources vulnerabilities; and~~

15 [~~(2)~~] data governance program with participation from
16 the agency's data management officer, if applicable, and in
17 accordance with requirements established by department rule.

18 (a-1) Not later than June 1 of each even-numbered year, each
19 state agency shall report the results of the assessment conducted
20 under Subsection (a) to:

21 (1) the department; and
22 (2) on request, the governor, the lieutenant governor,
23 and the speaker of the house of representatives.

24 (c) The department by rule shall establish the requirements
25 for the [~~information security~~] assessment and report required by
26 this section.

27 (d) The report and all documentation related to the

~~[information security]~~ assessment and report are confidential and not subject to disclosure under Chapter 552. The state agency or department may redact or withhold the information as confidential under Chapter 552 without requesting a decision from the attorney general under Subchapter G, Chapter 552.

SECTION 19. Sections 2054.5191(a), (a-1), and (a-2), Government Code, are amended to read as follows:

(a) At least once each year, each employee of a ~~[Each]~~ state agency ~~[shall identify state employees who use a computer to complete at least 25 percent of the employee's required duties. At least once each year, an employee identified by the state agency]~~ and each elected or appointed officer of the agency shall complete a cybersecurity training program certified under Section 2054.519.

(a-1) At least once each year, each employee and each elected or appointed official of a local government shall~~[-~~

~~[(1) identify local government employees and elected and appointed officials who have access to a local government computer system or database and use a computer to perform at least 25 percent of the employee's or official's required duties; and~~

~~[(2) require the employees and officials identified under Subdivision (1) to]~~ complete a cybersecurity training program certified under Section 2054.519.

(a-2) The governing body of a local government or the governing body's designee may deny access to the local government's computer system or database to an employee or official of the local government ~~[an individual described by Subsection (a-1)(1)]~~ who the governing body or the governing body's designee determines is

noncompliant with the requirements of Subsection (a-1) [~~(a-1)(2)~~].

SECTION 20. Subchapter N-1, Chapter 2054, Government Code, is amended by adding Section 2054.5195 to read as follows:

Sec. 2054.5195. INFORMATION SECURITY ASSESSMENT AND PENETRATION TEST REQUIRED. (a) This section does not apply to a university system or institution of higher education as defined by Section 61.003, Education Code.

(b) At least once every two years, the department shall require each state agency to complete an information security assessment and a penetration test to be performed by the department or, at the department's discretion, a vendor selected by the department.

(c) The department shall establish rules as necessary to implement this section, including rules for the procurement of a vendor under Subsection (b).

SECTION 21. The following provisions of the Government Code are repealed:

(1) Section 2054.021(d);

(2) Section 2054.023(c);

(3) Section 2054.0331;

(4) Section 2054.091(d);

(5) Section 2054.0925(c);

(6) Section 2054.515(b), as amended by Chapter 567 (S.B. 475), Acts of the 87th Legislature, Regular Session, 2021; and

(7) Section 2054.515(b), as amended by Chapter 856 (S.B. 800), Acts of the 87th Legislature, Regular Session, 2021.

1 SECTION 22. (a) In this section, "institution of higher
2 education" has the meaning assigned by Section 61.003, Education
3 Code.

4 (b) As soon as possible after the effective date of this
5 Act, as the terms of members of the governing board of the
6 Department of Information Resources expire or as vacancies occur,
7 the governor shall appoint members to the board so that the board is
8 composed in accordance with Section 2054.021, Government Code, as
9 amended by this Act, except that the term of the member of the board
10 serving on the board immediately before the effective date of this
11 Act who holds the position of the member who is employed by an
12 institution of higher education expires on that date. A member of
13 the governing board whose term expires under this subsection is
14 eligible for reappointment under Subsection (c) of this section.

15 (c) Not later than December 1, 2025, the governor shall
16 appoint the following members to the governing board of the
17 Department of Information Resources in accordance with Section
18 2054.021, Government Code, as amended by this Act:

19 (1) one voting member to serve a term that expires
20 February 1, 2031; and

21 (2) one nonvoting member to the position of the member
22 who is employed by an institution of higher education to serve a
23 term that expires February 1, 2027.

24 SECTION 23. (a) Except as provided by Subsection (b) of
25 this section, Section 2054.021(f), Government Code, as amended by
26 this Act, applies to a member of the governing board of the
27 Department of Information Resources appointed before, on, or after

1 the effective date of this Act.

2 (b) A member of the governing board of the Department of
3 Information Resources who, before the effective date of this Act,
4 completed the training program required by Section 2054.021(f),
5 Government Code, and described in Section 2054.021(g), Government
6 Code, as that law existed before the effective date of this Act, is
7 only required to complete additional training on the subjects added
8 by this Act to the training program described by Section
9 2054.021(g), Government Code. A member described by this
10 subsection may not vote, deliberate, or be counted as a member in
11 attendance at a meeting of the board held on or after December 1,
12 2025, until the member completes the additional training.

13 SECTION 24. This Act takes effect September 1, 2025.