

By: Gallego

H.B. No. 65

A BILL TO BE ENTITLED

AN ACT

relating to the composition of the Texas Building and Procurement Commission.

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

SECTION 1. Section 2152.051, Government Code, is amended to read as follows:

Sec. 2152.051. COMPOSITION OF COMMISSION. (a) The commission consists of five members appointed by the governor.

(b) Subsection (a) governs the composition of the commission after January 31, 2007. On or before that date, this subsection governs the composition of the commission. The commission consists of seven members, of whom

~~(1)~~ three members are appointed by the governor, ~~(2)~~

~~(2)~~ two additional members are appointed by the governor from a list of nominees submitted by the speaker of the house of representatives, ~~(3)~~ and

~~(3)~~ two members are appointed by the lieutenant governor. The members serving on the commission immediately before the effective date of the Act of the 78th Legislature, 1st Called Session, 2003, that amended this section and added this subsection are entitled to continue to serve on the commission for the terms for which they were appointed if they are otherwise qualified for their positions. Notwithstanding Section 2152.057, for the period in which the commission consists of seven members under this

1 subsection, two or three members' terms expire on January 31 of each
2 odd-numbered year. If, on or before January 31, 2007, the term of
3 any position on the commission expires or a vacancy is created in
4 any position on the commission, the governor shall appoint a person
5 to fill the position. However, the two positions on the commission
6 that are filled by appointment by the governor from a list submitted
7 by the speaker are abolished on the expiration of the positions'
8 terms on January 31, 2007. This subsection expires September 1,
9 2009.

10 ~~[(b) In making an appointment under Subsection (a)(2), the~~
11 ~~governor may reject one or more of the nominees on a list submitted~~
12 ~~by the speaker of the house of representatives and request a new~~
13 ~~list of different nominees.]~~

14 SECTION 2. Section 2152.052(b), Government Code, is amended
15 to read as follows:

16 (b) In making appointments under this section, the governor
17 ~~[and lieutenant governor]~~ shall attempt to appoint women and
18 members of different minority groups, including African Americans,
19 Hispanic Americans, Native Americans, and Asian Americans.

20 SECTION 3. Section 2152.057, Government Code, is amended to
21 read as follows:

22 Sec. 2152.057. TERMS. Commission members serve staggered
23 six-year terms with one or two ~~[or three]~~ members' terms expiring
24 January 31 of each odd-numbered year.

25 SECTION 4. This Act takes effect November 1, 2003.