

BILL ANALYSIS

H.B. 3044
By: Cook, Robby
Government Reform
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Previously, the Facilities Leasing Division of the Texas Building and Procurement Commission (commission) has been required to provide the General Land Office (GLO) with copies of proposed leases for Public Grounds and Private Tenants in State Owned Buildings for comment by the GLO's Asset Management division not later than the 30th day before the date the commission executes the lease.

The current statutory requirement is not needed and is not functional. The Commission is actively involved in the management of these state assets on a continual basis and has the fiduciary responsibility to the people in this regard. The current requirement to send these transactions to the GLO is an unnecessary step in the business process. The GLO is not responsible for management of these assets on a day-to-day basis. This legislation eliminates a superfluous bureaucratic function. Furthermore, these statutory revisions will bring the commission and the GLO into compliance with the law, as the two agencies have already discontinued executing these transactions.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

ANALYSIS

SECTION 1. Repeals Section 2165.154 and 2165.204 of the Government Code.

SECTION 2. Allows the bill to take effect immediately if it receives a two-thirds vote of both houses of the Legislature. Otherwise, this Act would take effect September 1, 2003.

EFFECTIVE DATE

On passage, or if the Act does not receive the necessary vote, the Act takes effect September 1, 2003.