

BILL ANALYSIS

Senate Research Center
78R5947 MRB-D

S.B. 1113
By: Nelson
Government Organization
3/29/2003
As Filed

DIGEST AND PURPOSE

State agencies undergo a periodic review by the Sunset Advisory Commission. As proposed, S.B. 1113 moves the review of the Texas Online Division and the Electronic Government Office to 2009 with the Department of Information Resources; moves the On-Site Wastewater Treatment Council to 2013 with the Texas Commission on Environmental Quality; and removes from review the Texas Food for Health Advisory Council and the Dental Hygiene Advisory Council.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

ARTICLE 1. ENTITIES GIVEN 2007 SUNSET DATE

SECTION 1.01. PRESCRIBED BURNING BOARD. Amends Section 153.044, Natural Resources Code, as follows:

Sec. 153.044. SUNSET PROVISION. Provides that unless continued in existence as provided by Chapter 325, Government Code (Texas Sunset Act), the Prescribed Burning Board is abolished and this chapter expires September 1, 2007, rather than 2009.

ARTICLE 2. ENTITIES GIVEN 2009 SUNSET DATE

SECTION 2.01. TEXASONLINE DIVISION OF THE DEPARTMENT OF INFORMATION RESOURCES. Amends Section 2054.2645, Government Code, as follows:

Sec. 2054.2645. SUNSET PROVISION. Provides that unless continued in existence as provided by Chapter 325 (Texas Sunset Act), the Texas Online division is abolished September 1, 2009, rather than 2005.

SECTION 2.02. ELECTRONIC GOVERNMENT PROGRAM MANAGEMENT OFFICE OF THE DEPARTMENT OF INFORMATION RESOURCES. Amends Section 2055.003, Government Code, as follows.

Sec. 2055.003. SUNSET PROVISION. Provides that the office is subject to Chapter 325 (Texas Sunset Act). Provides that the office is abolished September 1, 2009, rather than 2005, unless continued in existence as provided by that chapter.

ARTICLE 3. ENTITIES GIVEN 2013 SUNSET DATE

SECTION 3.01. ON-SITE WASTEWATER TREATMENT RESEARCH COUNCIL. Amends Section 367.003(a), Health and Safety Code, to provide that unless continued in existence as provided by Chapter 325, Government Code, the On-site Wastewater Treatment Research Council is abolished and this chapter expires September 1, 2013, rather than 2005.

ARTICLE 4. ENTITIES REMOVED FROM SPECIFIC SUNSET REVIEW

SECTION 4.01. REPEALER. Repealer: Section 50A.003, Agriculture Code (Texas Food for Health Advisory Council) and Section 262.057, Occupations Code (Dental Hygiene Advisory Committee).

ARTICLE 5. CONFIDENTIALITY OF SUNSET RECORDS

SECTION 5.01. CONFIDENTIALITY. Amends Chapter 325, Government Code, by adding Section 325.0195, as follows:

Sec. 325.0195. RECORDS PROTECTED FROM DISCLOSURE. (a) Provides that a working paper used or developed by the Sunset Advisory Commission (commission) in performing its functions under this chapter or other law is excepted from the public disclosure requirements of Section 552.021.

(b) Provides that this subsection applies to a record the commission receives in connection with the performance of the commission's functions under this chapter or another law. Provides that a confidential record held by another entity remains confidential and is excepted from the public disclosure requirements of Section 552.021 after the commission receives the record. Provides that a record, other than a confidential record, that is excepted from the public disclosure requirements of Section 552.021 and that is held by another entity remains excepted from public disclosure after the commission receives the record.

(c) Provides that Section 552.022, providing that certain categories of information are subject to public disclosure, does not apply to information excepted from the requirements of Section 552.021 by this section.

ARTICLE 6. EFFECTIVE DATE

SECTION 6.01. EFFECTIVE DATE. Effective date: September 1, 2003.