

AN ACT

relating to the confidentiality of certain information relating to real property purchased or sold by certain state entities.

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

SECTION 1. Section 11.084, Natural Resources Code, as added by Chapter 1317, Acts of the 77th Legislature, Regular Session, 2001, is redesignated as Section 11.086 and amended to read as follows:

Sec. 11.086 [~~11.084~~]. CONFIDENTIALITY OF CERTAIN INFORMATION RELATED TO PURCHASE OR SALE OF REAL PROPERTY. (a) Information relating to the location, or purchase price, or sale price of real property purchased or sold by or for the School Land Board, Veterans' Land Board, land office, or commissioner under authority granted by this code is confidential and exempt from disclosure under Chapter 552, Government Code, until a deed [~~formal award of a contract~~] for [~~the purchase or sale of~~] the property is executed. Information that is confidential and exempted from disclosure under this subsection includes an appraisal, completed report, evaluation, investigation conducted for the purpose of locating or determining the purchase or sale price of the property, or any report prepared in anticipation of purchasing or selling real property.

(b) Information that is confidential and excluded from disclosure under Subsection (a) is not subject to a subpoena

1 directed to the School Land Board, Veterans' Land Board, land
2 office, commissioner, attorney general, or governor.

3 SECTION 2. Section 51.961(a), Education Code, as added by
4 Chapter 1317, Acts of the 77th Legislature, Regular Session, 2001,
5 is amended to read as follows:

6 (a) Information related to the location, purchase price, or
7 sale price of real property purchased or sold by or for an
8 institution of higher education, as defined by Section 61.003, is
9 confidential and exempt from disclosure under Chapter 552,
10 Government Code, until a deed [~~formal award of a contract~~] for the
11 [~~purchase or sale of the~~] property is executed. Information that is
12 confidential and exempted from disclosure under this subsection
13 includes an appraisal, completed report, evaluation, investigation
14 conducted for the purpose of locating or determining the purchase
15 or sale price of the property, or any report prepared in
16 anticipation of purchasing or selling real property.

17 SECTION 3. This Act takes effect immediately if it receives
18 a vote of two-thirds of all the members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2003.

H.B. No. 1306

President of the Senate

Speaker of the House

I certify that H.B. No. 1306 was passed by the House on April 25, 2003, by the following vote: Yeas 146, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1306 on May 20, 2003, by the following vote: Yeas 139, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1306 was passed by the Senate, with amendments, on May 13, 2003, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor