

1-1 By: Marchant (Senate Sponsor - Wentworth) H.B. No. 1306  
1-2 (In the Senate - Received from the House April 28, 2003;  
1-3 May 1, 2003, read first time and referred to Committee on  
1-4 Administration; May 9, 2003, reported favorably, as amended, by  
1-5 the following vote: Yeas 5, Nays 0; May 9, 2003, sent to printer.)

1-6 COMMITTEE AMENDMENT NO. 1 By: Wentworth

1-7 Amend H.B. No. 1306 on page 1 of the bill, between lines 50  
1-8 and 51, by adding a new SECTION to read as follows and renumbering  
1-9 subsequent SECTIONS accordingly:

1-10 SECTION 2. Section 51.961(a), Education Code, as added by  
1-11 Chapter 1317, Acts of the 77th Legislature, Regular Session, 2001,  
1-12 is amended to read as follows:

1-13 (a) Information related to the location, purchase price, or  
1-14 sale price of real property purchased or sold by or for an  
1-15 institution of higher education, as defined by Section 61.003, is  
1-16 confidential and exempt from disclosure under Chapter 552,  
1-17 Government Code, until a deed [~~formal award of a contract~~]  
1-18 [~~purchase or sale of the~~] property is executed. Information that is  
1-19 confidential and exempted from disclosure under this subsection  
1-20 includes an appraisal, completed report, evaluation, investigation  
1-21 conducted for the purpose of locating or determining the purchase  
1-22 or sale price of the property, or any report prepared in  
1-23 anticipation of purchasing or selling real property.

1-24 A BILL TO BE ENTITLED  
1-25 AN ACT

1-26 relating to the confidentiality of certain information relating to  
1-27 real property purchased or sold by certain state agencies.

1-28 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-29 SECTION 1. Section 11.084, Natural Resources Code, as added  
1-30 by Chapter 1317, Acts of the 77th Legislature, Regular Session,  
1-31 2001, is redesignated as Section 11.086 and amended to read as  
1-32 follows:

1-33 Sec. 11.086 [~~11.084~~]. CONFIDENTIALITY OF CERTAIN  
1-34 INFORMATION RELATED TO PURCHASE OR SALE OF REAL PROPERTY. (a)  
1-35 Information relating to the location, or purchase price, or sale  
1-36 price of real property purchased or sold by or for the School Land  
1-37 Board, Veterans' Land Board, land office, or commissioner under  
1-38 authority granted by this code is confidential and exempt from  
1-39 disclosure under Chapter 552, Government Code, until a deed [~~formal~~  
1-40 ~~award of a contract~~] for [~~the purchase or sale of~~] the property is  
1-41 executed. Information that is confidential and exempted from  
1-42 disclosure under this subsection includes an appraisal, completed  
1-43 report, evaluation, investigation conducted for the purpose of  
1-44 locating or determining the purchase or sale price of the property,  
1-45 or any report prepared in anticipation of purchasing or selling  
1-46 real property.

1-47 (b) Information that is confidential and excluded from  
1-48 disclosure under Subsection (a) is not subject to a subpoena  
1-49 directed to the School Land Board, Veterans' Land Board, land  
1-50 office, commissioner, attorney general, or governor.

1-51 SECTION 2. This Act takes effect immediately if it receives  
1-52 a vote of two-thirds of all the members elected to each house, as  
1-53 provided by Section 39, Article III, Texas Constitution. If this  
1-54 Act does not receive the vote necessary for immediate effect, this  
1-55 Act takes effect September 1, 2003.

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