

1-1 By: Casteel (Senate Sponsor - Armbrister) H.B. No. 2947  
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 State  
1-4 Affairs; May 23, 2003, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 6, Nays 0;  
1-6 May 23, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 2947 By: Armbrister

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to state agency decentralization of services.  
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-12 SECTION 1. Chapter 391, Local Government Code, is amended  
1-13 by adding Section 391.0091 to read as follows:

1-14 Sec. 391.0091. STATE AGENCY CONSULTATION WITH REGIONAL  
1-15 PLANNING COMMISSIONS. (a) In this section, "service" includes a  
1-16 program.

1-17 (b) If a state agency determines that a service provided by  
1-18 that agency should be decentralized to a multicounty region, the  
1-19 agency shall use a state planning region or combination of regions  
1-20 for the decentralization.

1-21 (c) A state agency that decentralizes a service provided to  
1-22 more than one public entity or nonprofit organization in a region  
1-23 shall consult with the commission for that region in planning the  
1-24 decentralization. The commission shall consult with each affected  
1-25 public entity or nonprofit organization.

1-26 (d) A state agency, in planning for decentralization of a  
1-27 service in a region, shall consider using a commission for that  
1-28 service to:

1-29 (1) achieve efficiencies through shared costs for:

1-30 (A) executive management;

1-31 (B) administration;

1-32 (C) financial accounting and reporting;

1-33 (D) facilities and equipment;

1-34 (E) data services; and

1-35 (F) audit costs;

1-36 (2) improve the planning, coordination, and delivery  
1-37 of services by coordinating the location of services;

1-38 (3) increase accountability and local control by  
1-39 placing a service under the oversight of the commission; and

1-40 (4) improve financial oversight through the auditing  
1-41 and reporting required under this chapter.

1-42 (e) This section does not apply to a service:

1-43 (1) that continues to be operated by a state agency  
1-44 through a regional administrative office of that agency; or

1-45 (2) for which the state agency determines that a law,  
1-46 rule, or program policy makes use of the geographic area of a single  
1-47 county or adjacent counties more appropriate.

1-48 SECTION 2. Subchapter B, Chapter 2001, Government Code, is  
1-49 amended by adding Section 2001.041 to read as follows:

1-50 Sec. 2001.041. COMPLIANCE WITH LAW ON DECENTRALIZATION. A  
1-51 state agency rule, order, or guide relating to decentralization of  
1-52 agency services or programs must include a statement of the manner  
1-53 in which the agency complied with Section 391.0091, Local  
1-54 Government Code.

1-55 SECTION 3. Section 2001.041, Government Code, as added by  
1-56 this Act, applies only to a state agency rule, order, or guide  
1-57 adopted on or after September 1, 2003.

1-58 SECTION 4. This Act takes effect September 1, 2003.

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