

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of
2 Texas, 78th Legislature, Regular Session, 2003, That House Rule 13,
3 Section 9(a), be suspended in part as provided by House Rule 13,
4 Section 9(f), to enable the conference committee appointed to
5 resolve the differences on Senate Bill 1000, relating to a
6 statistical or demographic analysis conducted by the Texas
7 Legislative Council for a state agency and to information collected
8 by the council in the course of performing the analysis, to consider
9 and take action on the following matters:

10 (1) House Rule 13, Section 9(a)(2), is suspended to permit
11 the committee to omit the section of the bill that adds Section
12 2113.108, Government Code, which reads as follows:

13 SECTION 1. Subchapter C, Chapter 2113, Government Code, is
14 amended by adding Section 2113.108 to read as follows:

15 Sec. 2113.108. CERTAIN STUDIES INVOLVING STATISTICAL OR
16 DEMOGRAPHIC ANALYSIS. (a) A state agency may not use appropriated
17 money to contract with a consultant or other nongovernmental entity
18 to perform or assist the agency in performing a statistical or
19 demographic analysis of information collected by or for the agency
20 in the course of conducting a study that the agency is required to
21 conduct under state law unless the agency first contacts the Texas
22 Legislative Council to determine whether the resources of the
23 council are available to perform or assist the agency in performing
24 that analysis. For purposes of this section, performing a

1 statistical or demographic analysis of information in the course of
2 conducting a study includes designing the analysis and collecting
3 the information required for purposes of the study.

4 (b) If the Texas Legislative Council determines that
5 council resources are available to perform or assist the state
6 agency in performing all or part of the statistical or demographic
7 analysis, the agency must contract with the council to perform or
8 assist the agency in performing that analysis to the extent that the
9 council determines that council resources are available to the
10 agency.

11 Explanation: It is necessary to omit the text to ensure that
12 under the bill state agencies may, but are not required to, contract
13 with the Texas Legislative Council to perform certain statistical
14 or demographic analyses.

15 (2) House Rule 13, Section 9(a)(1), is suspended to permit
16 the committee to alter text in proposed Section 323.020, Government
17 Code, so that Section 323.020(b) reads as follows:

18 (b) At the request of a state agency, the council may
19 determine whether and the extent to which council resources are
20 available to contract or otherwise agree with the agency to perform
21 a statistical or demographic analysis of information for the agency
22 or to assist the agency in performing the analysis. A reference in
23 this section to performing an analysis includes assisting an agency
24 to perform the analysis.

25 Explanation: It is necessary to alter the text to remove
26 references to the omitted Section 2113.108 and to clarify that
27 references to performing an analysis include references to

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1 assisting an agency to perform an analysis.

Goodman

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Speaker of the House

I certify that H.R. No. 1765 was adopted by the House on May 31, 2003, by a non-record vote.

Chief Clerk of the House