

Suspending limitations on conference committee
jurisdiction, H.B. No. 2455 (Chisum/Nelson)

By: Chisum

H.R. No. 1858

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 House Bill 2455, relating to the
6 governmental entities subject to, and the confidentiality of
7 records under, the sunset review process, to consider and take
8 action on the following matter:

9 House Rule 13, Section 9(a)(4), is suspended to permit the
10 committee to add new sections to the bill to read as follows:

11 SECTION 1.03. TEXAS LOTTERY COMMISSION AND LOTTERY
12 DIVISION. (a) Section 467.002, Government Code, is amended to read
13 as follows:

14 Sec. 467.002. APPLICATION OF SUNSET ACT. The commission is
15 subject to Chapter 325 (Texas Sunset Act). Unless continued in
16 existence as provided by that chapter, the commission is abolished
17 and this Act expires September 1, 2005 [~~2003~~]. In the review of the
18 commission by the Sunset Advisory Commission, as required by this
19 section, the sunset commission shall limit its review to the
20 appropriateness of recommendations made by the sunset commission to
21 the 78th Legislature. In the Sunset Advisory Commission's report
22 to the 79th Legislature, the sunset commission may include any
23 recommendations it considers appropriate.

24 (b) Section 466.003(a), Government Code, is amended to read

1 as follows:

2 (a) The lottery division is subject to Chapter 325 (Texas
3 Sunset Act). Unless continued in existence as provided by that
4 chapter, the division is abolished and this chapter expires
5 September 1, 2005 [~~2003~~]. In the review of the lottery division by
6 the Sunset Advisory Commission, as required by this section, the
7 sunset commission shall limit its review to the appropriateness of
8 recommendations made by the sunset commission to the 78th
9 Legislature. In the Sunset Advisory Commission's report to the
10 79th Legislature, the sunset commission may include any
11 recommendations it considers appropriate.

12 (c) This section takes effect only if the 78th Legislature,
13 Regular Session, 2003, does not enact other legislation that
14 becomes law and that amends Section 467.002, Government Code, to
15 extend the sunset date of the Texas Lottery Commission. If the 78th
16 Legislature, Regular Session, 2003, enacts legislation of that
17 kind, this section has no effect.

18 SECTION 1.04. TEXAS DEPARTMENT OF HOUSING AND COMMUNITY
19 AFFAIRS. (a) Section 2306.022, Government Code, is amended to read
20 as follows:

21 Sec. 2306.022. APPLICATION OF SUNSET ACT. The Texas
22 Department of Housing and Community Affairs is subject to Chapter
23 325 (Texas Sunset Act). Unless continued in existence as provided
24 by that chapter, the department is abolished and this chapter
25 expires September 1, 2005 [~~2003~~]. In the review of the department
26 by the Sunset Advisory Commission, as required by this section, the
27 sunset commission shall limit its review to the appropriateness of

1 recommendations made by the sunset commission to the 78th
2 Legislature and the extent to which the department has implemented
3 laws enacted by the 77th Legislature in continuing the department.
4 In the Sunset Advisory Commission's report to the 79th Legislature,
5 the sunset commission may include any recommendations it considers
6 appropriate.

7 (b) This section takes effect only if the 78th Legislature,
8 Regular Session, 2003, does not enact other legislation that
9 becomes law and that amends Section 2306.022, Government Code, to
10 extend the sunset date of the Texas Department of Housing and
11 Community Affairs. If the 78th Legislature, Regular Session, 2003,
12 enacts legislation of that kind, this section has no effect.

13 SECTION 1.05. TEXAS AFFORDABLE HOUSING CORPORATION. (a)
14 Section 2306.5521, Government Code, is amended to read as follows:

15 Sec. 2306.5521. SUNSET PROVISION. The Texas State
16 Affordable Housing Corporation is subject to Chapter 325 (Texas
17 Sunset Act). Unless continued in existence as provided by that
18 chapter, the corporation is abolished and this subchapter expires
19 September 1, 2005 [~~2003~~]. In the review of the corporation by the
20 Sunset Advisory Commission, as required by this section, the sunset
21 commission shall limit its review to the appropriateness of
22 recommendations made by the sunset commission to the 78th
23 Legislature. In the Sunset Advisory Commission's report to the
24 79th Legislature, the sunset commission may include any
25 recommendations it considers appropriate.

26 (b) This section takes effect only if the 78th Legislature,
27 Regular Session, 2003, does not enact other legislation that

1 becomes law and that amends Section 2306.5521, Government Code, to
2 extend the sunset date of the Texas State Affordable Housing
3 Corporation. If the 78th Legislature, Regular Session, 2003,
4 enacts legislation of that kind, this section has no effect.

5 SECTION 1.06. TEXAS HIGHER EDUCATION COORDINATING BOARD.

6 (a) Section 61.0211, Education Code, is amended to read as follows:

7 Sec. 61.0211. SUNSET PROVISION. The Texas Higher Education
8 Coordinating Board is subject to Chapter 325, Government Code
9 (Texas Sunset Act). Unless continued in existence as provided by
10 that chapter, the board is abolished and this chapter expires
11 September 1, 2005 [~~2003~~]. In the review of the board by the sunset
12 commission, as required by this section, the commission shall limit
13 its review to the appropriateness of recommendations made by the
14 commission to the 78th Legislature. In the commissions report to
15 the 79th Legislature, the commission may include any
16 recommendations it considers appropriate.

17 (b) This section only takes effect if the 78th Legislature.
18 Regular Session, 2003, does not enact other legislation that
19 becomes law and that amends Section 61.0211, education Code, to
20 extend the sunset date of the Texas Higher Education Coordinating
21 Board. If the 78th Legislature, Regular Session, 2003, enacts
22 legislation of that kind, this section has no effect.

23 SECTION 2.06. REGIONAL EDUCATION SERVICE CENTERS. If the
24 78th Legislature, Regular Session, 2003, enacts legislation that
25 becomes law and that makes regional education service centers
26 subject to Chapter 325, Government Code (Texas Sunset Act), the
27 comptroller of public accounts shall assist the Sunset Advisory

1 Commission in its review. The comptroller shall conduct a review of
2 the regional education service centers and report the results of
3 the review to the Sunset Advisory Commission before March 1, 2004.
4 The comptroller shall consult the Sunset Advisory Commission
5 regarding the scope of the review. The report shall also be
6 transmitted to the presiding officers of the standing committee in
7 the senate and the house of representatives responsible for public
8 education.

9 Explanation: These additions are needed to ensure that the
10 Texas Lottery Commission, the lottery division, the Texas
11 Department of Housing and Community Affairs, the Texas Affordable
12 Housing Corporation, the Texas Higher Education Coordinating
13 Board, and regional education service centers are continued in
14 existence but are reviewed without unnecessary delay by the Sunset
15 Advisory Commission.