

By: Nelson

S.B. No. 1113

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the governmental entities subject to, and the
3 confidentiality of records under, the sunset review process.

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

5 ARTICLE 1. ENTITIES GIVEN 2007 SUNSET DATE

6 SECTION 1.01. PRESCRIBED BURNING BOARD. Section 153.044,
7 Natural Resources Code, is amended to read as follows:

8 Sec. 153.044. SUNSET PROVISION. The Prescribed Burning
9 Board is subject to Chapter 325, Government Code (Texas Sunset
10 Act). Unless continued in existence as provided by that chapter,
11 the board is abolished and this chapter expires September 1, 2007
12 [~~2009~~].

13 ARTICLE 2. ENTITIES GIVEN 2009 SUNSET DATE

14 SECTION 2.01. TEXASONLINE DIVISION OF THE DEPARTMENT OF
15 INFORMATION RESOURCES. Section 2054.2645, Government Code, is
16 amended to read as follows:

17 Sec. 2054.2645. SUNSET PROVISION. The division is subject
18 to Chapter 325 (Texas Sunset Act). Unless continued in existence as
19 provided by that chapter, the division is abolished September 1,
20 2009 [~~2005~~].

21 SECTION 2.02. ELECTRONIC GOVERNMENT PROGRAM MANAGEMENT
22 OFFICE OF THE DEPARTMENT OF INFORMATION RESOURCES. Section
23 2055.003, Government Code, is amended to read as follows:

24 Sec. 2055.003. SUNSET PROVISION. The office is subject to

1 Chapter 325 (Texas Sunset Act). Unless continued in existence as
2 provided by that chapter, the office is abolished September 1, 2009
3 [~~2005~~].

4 ARTICLE 3. ENTITIES GIVEN 2013 SUNSET DATE

5 SECTION 3.01. ON-SITE WASTEWATER TREATMENT RESEARCH
6 COUNCIL. Section 367.003(a), Health and Safety Code, is amended to
7 read as follows:

8 (a) The council is subject to Chapter 325, Government Code
9 (Texas Sunset Act). Unless continued in existence as provided by
10 that chapter, the council is abolished and this chapter expires
11 September 1, 2013 [~~2005~~].

12 ARTICLE 4. ENTITIES REMOVED FROM SPECIFIC SUNSET REVIEW

13 SECTION 4.01. REPEALER. The following laws are repealed:

14 (1) Section 50A.003, Agriculture Code (Texas Food for
15 Health Advisory Council); and

16 (2) Section 262.057, Occupations Code (Dental Hygiene
17 Advisory Committee).

18 ARTICLE 5. CONFIDENTIALITY OF SUNSET RECORDS

19 SECTION 5.01. CONFIDENTIALITY. Chapter 325, Government
20 Code, is amended by adding Section 325.0195 to read as follows:

21 Sec. 325.0195. RECORDS PROTECTED FROM DISCLOSURE. (a) A
22 working paper used or developed by the commission in performing its
23 functions under this chapter or other law is excepted from the
24 public disclosure requirements of Section 552.021.

25 (b) This subsection applies to a record the commission
26 receives in connection with the performance of the commission's
27 functions under this chapter or another law. A confidential record

1 held by another entity remains confidential and is excepted from
2 the public disclosure requirements of Section 552.021 after the
3 commission receives the record. A record, other than a
4 confidential record, that is excepted from the public disclosure
5 requirements of Section 552.021 and that is held by another entity
6 remains excepted from public disclosure after the commission
7 receives the record.

8 (c) Section 552.022, providing that certain categories of
9 information are subject to public disclosure, does not apply to
10 information excepted from the requirements of Section 552.021 by
11 this section.

12 ARTICLE 6. EFFECTIVE DATE

13 SECTION 6.01. EFFECTIVE DATE. This Act takes effect
14 September 1, 2003.