

By: Staples

S.B. No. 1634

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the limitation on the allocation of office space to
3 state agencies.

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

5 SECTION 1. Section 2165.056, Government Code, is amended to
6 read as follows:

7 (a) The commission shall [~~may, at a state agency's request,~~]
8 exercise the powers and duties given to the commission by this
9 subchapter and Subchapters A, D, E, and F, on or with respect to any
10 property owned or leased by the state.

11 (b) Services provided by the commission under this section
12 are not subject to Chapter 771.

13 (c) The commission shall establish a system of charges for
14 providing services under this section to assure recovery of the
15 cost of providing the services and shall submit a purchase voucher
16 or journal voucher after the close of each month to agencies for
17 which services were performed.

18 SECTION 2. Section 2165.104(c), Government Code, is amended
19 to read as follows:

20 (c) ~~To the extent possible without sacrificing critical~~
21 ~~public or client services,~~ The ~~the~~ commission may not allocate
22 usable office space, as defined by the commission, to a state agency
23 under Article I, II, V, VI, VII, or VIII of the General
24 Appropriations Act or to the Texas Higher Education Coordinating

1 Board, the Texas Education Agency, the State Board for Educator
2 Certification, the Telecommunications Infrastructure Fund Board,
3 or the Office of Court Administration of the Texas Judicial System
4 in an amount that exceeds an average of 153 square feet per agency
5 employee for each agency site. ~~To the extent that any of those~~
6 ~~agencies allocates its own usable office space, as defined by the~~
7 ~~commission, the agency shall allocate the space to achieve the~~
8 ~~required ratio.~~

9 (d) Upon good cause, the commission may grant an agency a
10 waiver when critical to the public or client services. The waiver
11 is contingent upon commission board approval. All waivers granted
12 shall be reported annually to the:

13 (1) Governor

14 (2) Lieutenant Governor

15 (3) Speaker of the House

16 (4) Chairs of Senate Finance and House Appropriations

17 (5) Chairs of Senate and House Administration

18 This subsection does not apply to:

19 ~~(1) [an agency site at which fewer than 16 employees~~
20 ~~are located,]~~

21 ~~[(2)]~~ warehouse space;

22 (2) ~~[(3)]~~ laboratory space;

23 (3) ~~[(4)]~~ storage space exceeding 1,000 gross square
24 feet;

25 (4) ~~[(5)]~~ library space;

26 (5) ~~[(6)]~~ space for hearing rooms used to conduct
27 hearings required under the administrative procedure law, Chapter

1 2001; or

2 (6) [~~(7)~~] another type of space specified by
3 commission rule, if the commission determines that it is not
4 practical to apply this subsection to that space.

5 (e) [~~(d)~~] The commission shall conduct a study under this
6 section at least once each state fiscal biennium.

7 (f) [~~(e)~~] This section does not apply to space that is not
8 occupied by a state agency as defined by Section 2151.002.

9 SECTION 3. This Act takes effect September 1, 2003.