

Suspending limitations on conference committee  
jurisdiction, S.B. No. 1000

By: West

S.R. No. 1029

SENATE RESOLUTION

BE IT RESOLVED by the Senate of the State of Texas, 78th Legislature, Regular Session, 2003, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on Senate Bill No. 1000, relating to a statistical or demographic analysis conducted by the Texas Legislative Council for a state agency and to information collected by the council in the course of performing the analysis, to consider and take action on the following matters:

(1) Senate Rule 12.03(2) is suspended to permit the committee to omit the section of the bill that adds Section 2113.108, Government Code, which reads as follows:

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

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

this section, performing a statistical or demographic analysis of information in the course of conducting a study includes designing the analysis and collecting the information required for purposes of the study.

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

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

(2) Senate Rule 12.03(1) is suspended to permit the committee to alter text in proposed Section 323.020, Government Code, so that Section 323.020(b) reads as follows:

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

Explanation: It is necessary to alter the text to remove references to the omitted Section 2113.108 and to clarify that

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references to performing an analysis include references to assisting an agency to perform an analysis.

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President of the Senate

I hereby certify that the above Resolution was adopted by the Senate on June 1, 2003, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate