

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

By: West

S.R. No. 1029

R E S O L U T I O N

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

9 (1) Senate Rule 12.03(2) is suspended to permit the
10 committee to omit the section of the bill that adds Section
11 2113.108, Government Code, which reads as follows:

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

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

1 conducting a study includes designing the analysis and collecting
2 the information required for purposes of the study.

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

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

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

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

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