

Suspending limitations on conference committee
jurisdiction, H.B. No. 2455

By: Nelson

S.R. No. 1047

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 House Bill No. 2455, relating to the governmental entities subject to, and the confidentiality of records under, the sunset review process, to consider and take action on the following matter:

Senate Rule 12.03(4) is suspended to permit the committee to add new SECTIONS to the bill to read as follows:

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

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

(b) Section 466.003(a), Government Code, is amended to read as follows:

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

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

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

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

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

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

SECTION 1.05. TEXAS AFFORDABLE HOUSING CORPORATION.

(a) Section 2306.5521, Government Code, is amended to read as follows:

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

(b) This section takes effect only if the 78th

Legislature, Regular Session, 2003, does not enact other legislation that becomes law and that amends Section 2306.5521, Government Code, to extend the sunset date of the Texas State Affordable Housing Corporation. If the 78th Legislature, Regular Session, 2003, enacts legislation of that kind, this section has no effect.

SECTION 1.06. TEXAS HIGHER EDUCATION COORDINATING BOARD.

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

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

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

SECTION 2.06. REGIONAL EDUCATION SERVICE CENTERS. If the 78th Legislature, Regular Session, 2003, enacts legislation

that becomes law and that makes regional education service centers subject to Chapter 325, Government Code (Texas Sunset Act), the comptroller of public accounts shall assist the Sunset Advisory Commission in its review. The comptroller shall conduct a review of the regional education service centers and report the results of the review to the Sunset Advisory Commission before March 1, 2004. The comptroller shall consult the Sunset Advisory Commission regarding the scope of the review. The report shall also be transmitted to the presiding officers of the standing committee in the senate and the house of representatives responsible for public education.

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

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.

Secretary of the Senate