

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

By: Nelson

S.R. No. 1047

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 House
5 Bill 2455, relating to the governmental entities subject to, and
6 the confidentiality of records under, the sunset review process, to
7 consider and take action on the following matter:

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

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

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

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

1 (a) The lottery division is subject to Chapter 325 (Texas
2 Sunset Act). Unless continued in existence as provided by that
3 chapter, the division is abolished and this chapter expires
4 September 1, 2005 [~~2003~~]. In the review of the lottery division by
5 the Sunset Advisory Commission, as required by this section, the
6 sunset commission shall limit its review to the appropriateness of
7 recommendations made by the sunset commission to the 78th
8 Legislature. In the Sunset Advisory Commission's report to the
9 79th Legislature, the sunset commission may include any
10 recommendations it considers appropriate.

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

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

20 Sec. 2306.022. APPLICATION OF SUNSET ACT. The Texas
21 Department of Housing and Community Affairs is subject to Chapter
22 325 (Texas Sunset Act). Unless continued in existence as provided
23 by that chapter, the department is abolished and this chapter
24 expires September 1, 2005 [~~2003~~]. In the review of the department
25 by the Sunset Advisory Commission, as required by this section, the
26 sunset commission shall limit its review to the appropriateness of
27 recommendations made by the sunset commission to the 78th

1 Legislature and the extent to which the department has implemented
2 laws enacted by the 77th Legislature in continuing the department.
3 In the Sunset Advisory Commission's report to the 79th Legislature,
4 the sunset commission may include any recommendations it considers
5 appropriate.

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

12 SECTION 1.05. TEXAS AFFORDABLE HOUSING CORPORATION. (a)
13 Section 2306.5521, Government Code, is amended to read as follows:

14 Sec. 2306.5521. SUNSET PROVISION. The Texas State
15 Affordable Housing Corporation is subject to Chapter 325 (Texas
16 Sunset Act). Unless continued in existence as provided by that
17 chapter, the corporation is abolished and this subchapter expires
18 September 1, 2005 [~~2003~~]. In the review of the corporation by the
19 Sunset Advisory Commission, as required by this section, the sunset
20 commission shall limit its review to the appropriateness of
21 recommendations made by the sunset commission to the 78th
22 Legislature. In the Sunset Advisory Commission's report to the
23 79th Legislature, the sunset commission may include any
24 recommendations it considers appropriate.

25 (b) This section takes effect only if the 78th Legislature,
26 Regular Session, 2003, does not enact other legislation that
27 becomes law and that amends Section 2306.5521, Government Code, to

1 extend the sunset date of the Texas State Affordable Housing
2 Corporation. If the 78th Legislature, Regular Session, 2003,
3 enacts legislation of that kind, this section has no effect.

4 SECTION 1.06. TEXAS HIGHER EDUCATION COORDINATING BOARD.

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

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

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

22 SECTION 2.06. REGIONAL EDUCATION SERVICE CENTERS. If the
23 78th Legislature, Regular Session, 2003, enacts legislation that
24 becomes law and that makes regional education service centers
25 subject to Chapter 325, Government Code (Texas Sunset Act), the
26 comptroller of public accounts shall assist the Sunset Advisory
27 Commission in its review. The comptroller shall conduct a review of

1 the regional education service centers and report the results of
2 the review to the Sunset Advisory Commission before March 1, 2004.
3 The comptroller shall consult the Sunset Advisory Commission
4 regarding the scope of the review. The report shall also be
5 transmitted to the presiding officers of the standing committee in
6 the senate and the house of representatives responsible for public
7 education.

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