

1-1 By: Delisi (Senate Sponsor - Eltife) H.B. No. 423  
1-2 (In the Senate - Received from the House March 23, 2005;  
1-3 March 30, 2005, read first time and referred to Committee on  
1-4 Government Organization; April 20, 2005, reported favorably by the  
1-5 following vote: Yeas 7, Nays 0; April 20, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the online availability of certain state publications.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Subchapter G, Chapter 441, Government Code, is  
1-11 amended by adding Section 441.1035 to read as follows:

1-12 Sec. 441.1035. STATE PUBLICATIONS DISTRIBUTED IN PHYSICAL  
1-13 FORMAT; NOTICE; ONLINE AVAILABILITY. (a) A state agency that  
1-14 distributes by subscription a state publication in a physical  
1-15 format, such as paper, tape, or disk, and without a fee or other  
1-16 cost to the subscriber shall make the publication accessible in an  
1-17 electronic format from the agency's Internet website.

1-18 (b) When distributing a state publication in a physical  
1-19 format, a state agency that makes the publication accessible on its  
1-20 Internet website must inform each subscriber to the publication  
1-21 that the subscriber may, instead of receiving a physical copy,  
1-22 access the publication at the agency's Internet website.

1-23 (c) If a subscriber prefers to access a publication at the  
1-24 state agency's Internet website and notifies the agency of that  
1-25 preference, the agency shall:

1-26 (1) remove the subscriber from the distribution list  
1-27 for that publication; and

1-28 (2) notify the subscriber electronically each time the  
1-29 publication becomes available at the agency's Internet website and  
1-30 provide an electronic link to the publication.

1-31 SECTION 2. This Act takes effect September 1, 2005.

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