

1-1 By: Swinford (Senate Sponsor - Wentworth) H.B. No. 1285
1-2 (In the Senate - Received from the House March 29, 2005;
1-3 March 30, 2005, read first time and referred to Committee on State
1-4 Affairs; May 2, 2005, reported favorably, as amended, by the
1-5 following vote: Yeas 7, Nays 0; May 2, 2005, sent to printer.)

1-6 COMMITTEE AMENDMENT NO. 1 By: Harris

1-7 Amend H.B. No. 1285 as follows:

1-8 (1) On page 1, lines 35-38, strike SECTION 1 of the bill and
1-9 insert the following appropriately numbered sections:

1-10 SECTION _____. Section 552.116(a), Government Code, is
1-11 amended to read as follows:

1-12 (a) An audit working paper of an audit of the state auditor
1-13 or the auditor of a state agency, an institution of higher education
1-14 as defined by Section 61.003, Education Code, a county, [or] a
1-15 municipality, or a joint board operating under Section 22.074,
1-16 Transportation Code, is excepted from the requirements of Section
1-17 552.021. If information in an audit working paper is also
1-18 maintained in another record, that other record is not excepted
1-19 from the requirements of Section 552.021 by this section.

1-20 SECTION _____. Section 552.116(b)(1), Government Code, is
1-21 amended to read as follows:

1-22 (1) "Audit" means an audit authorized or required by a
1-23 statute of this state or the United States, the charter or an
1-24 ordinance of a municipality, an order of the commissioners court of
1-25 a county, or a resolution or other action of a joint board described
1-26 by Subsection (a) and includes an investigation.

1-27 (2) Renumber existing sections of the bill accordingly.

1-28 A BILL TO BE ENTITLED
1-29 AN ACT

1-30 relating to the exception from required disclosure under the public
1-31 information law of certain audit working papers.

1-32 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-33 SECTION 1. Section 552.116(b)(1), Government Code, is
1-34 amended to read as follows:

1-35 (1) "Audit" means an audit authorized or required by a
1-36 statute of this state or the United States, the charter or an
1-37 ordinance of a municipality, or an order of the commissioners court
1-38 of a county and includes an investigation.

1-39 SECTION 2. The change in law made by this Act applies to an
1-40 audit working paper created before, on, or after the effective date
1-41 of this Act.

1-42 SECTION 3. This Act takes effect immediately if it receives
1-43 a vote of two-thirds of all the members elected to each house, as
1-44 provided by Section 39, Article III, Texas Constitution. If this
1-45 Act does not receive the vote necessary for immediate effect, this
1-46 Act takes effect September 1, 2005.

1-47 * * * * *