

By: Patrick, Dan

S.B. No. 1190

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the establishment of a commission on state government
3 spending to address waste, fraud, and abuse in state agency
4 operations.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Subtitle B, Title 10, Government Code, is
7 amended by adding Chapter 2060 to read as follows:

8 CHAPTER 2060. COMMISSION ON STATE GOVERNMENT SPENDING

9 Sec. 2060.001. DEFINITION. In this chapter, "state agency"
10 means any department, commission, board, office, or other agency
11 that:

12 (1) is in the executive branch of state government;

13 (2) has authority that is not limited to a
14 geographical portion of the state; and

15 (3) was created by the constitution or a statute of
16 this state.

17 Sec. 2060.002. COMMISSION COMPOSITION. (a) The Commission
18 on State Government Spending is composed of a number of members
19 determined and selected in equal numbers by the governor,
20 lieutenant governor, and speaker of the house of representatives.

21 (b) A member of the commission must have the qualifications
22 determined by the governor, lieutenant governor, and speaker of the
23 house of representatives and may not be currently serving as a
24 member of the house of representatives or senate.

1 (c) A member of the commission serves at the will of the
2 appointing authority.

3 Sec. 2060.003. OFFICERS; COMPENSATION; MEETINGS. (a) The
4 governor, lieutenant governor, and speaker of the house of
5 representatives shall jointly designate a presiding officer from
6 among the members of the commission. The commission may elect other
7 officers from its members as the commission considers appropriate.

8 (b) A member of the commission may not receive compensation
9 for service on the commission.

10 (c) The commission shall meet at the call of the presiding
11 officer or the governor, lieutenant governor, and speaker of the
12 house of representatives.

13 Sec. 2060.004. DUTIES. The commission shall:

14 (1) conduct audits and in-depth reviews of the
15 operations of state agencies to identify waste, fraud, or abuse
16 occurring in state agency operations;

17 (2) investigate and study cases reported to the
18 commission of suspected waste, fraud, and abuse in state agency
19 operations; and

20 (3) prepare a list of substantive recommendations to
21 reduce or eliminate waste, fraud, and abuse in state agency
22 operations.

23 Sec. 2060.005. AGENCY COOPERATION. The administrative head
24 of a state agency shall provide to the commission information
25 requested by the commission in performing its duties under this
26 chapter.

27 Sec. 2060.006. REPORT AND LIST OF RECOMMENDATIONS. (a) Not

1 later than January 1, 2009, the commission shall present to the
2 governor, lieutenant governor, and speaker of the house of
3 representatives:

4 (1) a report on the results of the investigation and
5 study conducted under this chapter; and

6 (2) a substantive list of recommendations for reducing
7 or eliminating waste, fraud, and abuse in state agency operations.

8 (b) The 81st Legislature in Regular Session shall introduce
9 the commission's unaltered recommendations as a bill and shall
10 accept or reject but may not amend the list of substantive
11 recommendations by record vote.

12 Sec. 2060.007. APPLICABILITY OF OTHER LAW. Chapter 2110
13 does not apply to the commission.

14 Sec. 2060.008. EXPIRATION. This chapter expires September
15 1, 2009.

16 SECTION 2. As soon as practicable after the effective date
17 of this Act, the governor, lieutenant governor, and speaker of the
18 house of representatives shall appoint members to the Commission on
19 State Government Spending as required under Chapter 2060,
20 Government Code, as added by this Act.

21 SECTION 3. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this
25 Act takes effect September 1, 2007.