

## **BILL ANALYSIS**

Senate Research Center  
81R12495 EAH-F

S.B. 1320  
By: Wentworth  
Intergovernmental Relations  
3/29/2009  
As Filed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Some governmental entities create or host documents, computer, files, or internet websites that contain geospatial data, maps, or information about a service involving geospatial data or maps. When this geospatial data product represents property boundaries and it was not produced using information from an on-the-ground survey conducted by or under the supervision of a registered professional land surveyor, the information is sometimes assumed to be suitable for legal, engineering, or surveying purposes. It is not.

As proposed, S.B. 1320 requires a governmental entity to include a notice on each geospatial data product that is created or hosted by the governmental entity, appears to represent property boundaries, and was not produced using information from an on-the-ground survey conducted by or under the supervision of a registered professional land surveyor. The bill also sets forth the language of the notice.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 2051, Government Code, by adding Subchapter E, as follows:

#### **SUBCHAPTER E. GEOSPATIAL DATA PRODUCTS CENTER**

Sec. 2051.101. DEFINITIONS. Defines "geospatial data product," "governmental entity," and "registered professional land surveyor."

Sec. 2051.102. NOTICE REQUIRED. (a) Requires a governmental entity to include a notice as provided by this subchapter on each geospatial data product that is created or hosted by the governmental entity, appears to represent property boundaries, and was not produced using information from an on-the-ground survey conducted by or under the supervision of a registered professional land surveyor.

(b) Requires that the notice required under Subsection (a) be in substantially a certain form. Sets forth the form of the notice.

(c) Authorizes the notice required under Subsection (a) to include language further defining the limits of liability of a geospatial data product producer, apply to a geospatial data product that contains more than one map, or for a notice that applies to a geospatial data product that is or is on an Internet website be included on a separate page that requires the person accessing the website to agree to the terms of the notice before accessing the geospatial data product.

SECTION 2. Effective date: September 1, 2009.