

AN ACT

relating to the purchase of library goods and services by public junior colleges.

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

SECTION 1. Section 44.0311, Education Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Except as provided by Subsection (c), this ~~[This]~~ subchapter applies to junior college districts.

(c) This subchapter does not apply to a purchase, acquisition, or license of library goods and services for a library operated as a part of a junior college district. In this subsection, "library goods and services" has the meaning assigned by Section 130.0101(a).

SECTION 2. Section 130.0101, Education Code, is amended to read as follows:

Sec. 130.0101. ACQUISITION OF LIBRARY MATERIALS. (a) In this section, "library goods and services" means:

(1) serial and journal subscriptions, including electronic databases, digital content, and information products;

(2) other library materials and resources, including books, e-books, and media not available under a statewide contract and papers;

(3) library services, including periodical jobber and

1 binding services not available under a statewide contract; ~~and~~

2 (4) ~~[library]~~ equipment and supplies specific to the
3 storage and access of library content; and

4 (5) library or resource-sharing programs operated by
5 the Texas State Library and Archives Commission.

6 (b) Notwithstanding any other law governing purchasing by a
7 junior college district, including Section 130.010 or Subchapter B,
8 Chapter 44, a junior college district may purchase, license, or
9 otherwise acquire library goods and services in any manner
10 authorized by law for the purchase, license, or acquisition of
11 library goods and services by a public senior college or
12 university, as defined by Section 61.003.

13 SECTION 3. This Act takes effect immediately if it receives
14 a vote of two-thirds of all the members elected to each house, as
15 provided by Section 39, Article III, Texas Constitution. If this
16 Act does not receive the vote necessary for immediate effect, this
17 Act takes effect September 1, 2009.

President of the Senate

Speaker of the House

I certify that H.B. No. 962 was passed by the House on April 9, 2009, by the following vote: Yeas 148, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 962 on May 21, 2009, by the following vote: Yeas 143, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 962 was passed by the Senate, with amendments, on May 18, 2009, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor