

1-1 By: Guillen (Senate Sponsor - Zaffirini) H.B. No. 962  
1-2 (In the Senate - Received from the House April 14, 2009;  
1-3 April 27, 2009, read first time and referred to Committee on Higher  
1-4 Education; May 12, 2009, reported favorably by the following vote:  
1-5 Yeas 5, Nays 0; May 12, 2009, sent to printer.)

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

1-8 relating to the purchase of library goods and services by public  
1-9 junior colleges.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 44.0311, Education Code, is amended by  
1-12 amending Subsection (a) and adding Subsection (c) to read as  
1-13 follows:

1-14 (a) Except as provided by Subsection (c), this [This]  
1-15 subchapter applies to junior college districts.

1-16 (c) This subchapter does not apply to a purchase,  
1-17 acquisition, or license of library goods and services for a library  
1-18 operated as a part of a junior college district. In this  
1-19 subsection, "library goods and services" has the meaning assigned  
1-20 by Section 130.0101(a).

1-21 SECTION 2. Section 130.0101, Education Code, is amended to  
1-22 read as follows:

1-23 Sec. 130.0101. ACQUISITION OF LIBRARY MATERIALS. (a) In  
1-24 this section, "library goods and services" means:

1-25 (1) serial and journal subscriptions, including  
1-26 electronic databases, digital content, and information products;

1-27 (2) other library materials and resources, including  
1-28 books, e-books, and media not available under a statewide contract  
1-29 and papers;

1-30 (3) library services, including periodical jobber and  
1-31 binding services not available under a statewide contract; [and]

1-32 (4) library equipment and supplies; and

1-33 (5) library or resource-sharing programs operated by  
1-34 the Texas State Library and Archives Commission.

1-35 (b) Notwithstanding any other law governing purchasing by a  
1-36 junior college district, including Section 130.010 or Subchapter B,  
1-37 Chapter 44, a junior college district may purchase, license, or  
1-38 otherwise acquire library goods and services in any manner  
1-39 authorized by law for the purchase, license, or acquisition of  
1-40 library goods and services by a public senior college or  
1-41 university, as defined by Section 61.003.

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, 2009.

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