

1-1 By: Rose, Branch (Senate Sponsor - Zaffirini) H.B. No. 4149
1-2 (In the Senate - Received from the House May 1, 2009;
1-3 May 6, 2009, read first time and referred to Committee on Higher
1-4 Education; May 14, 2009, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 4, Nays 0;
1-6 May 14, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 4149 By: Zaffirini

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to certain studies and reports by the Texas Higher
1-11 Education Coordinating Board regarding achievable cost-saving
1-12 measures and the use and availability of electronic textbooks at
1-13 institutions of higher education.

1-14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-15 SECTION 1. Subchapter C, Chapter 61, Education Code, is
1-16 amended by adding Section 61.0664 to read as follows:

1-17 Sec. 61.0664. STUDY OF ACHIEVABLE COST-SAVING MEASURES;
1-18 REPORT. (a) The board shall conduct a study to identify achievable
1-19 cost-saving measures in the management and operation of
1-20 institutions of higher education.

1-21 (b) Not later than January 31, 2011, the board shall report
1-22 the results of the study required by Subsection (a) to the governor,
1-23 lieutenant governor, speaker of the house of representatives, and
1-24 presiding officer for each legislative standing committee with
1-25 primary jurisdiction over higher education. The report must
1-26 include:

1-27 (1) the board's recommendations concerning
1-28 cost-saving measures that are achievable at institutions of higher
1-29 education; and

1-30 (2) an estimate of the amount of money that would be
1-31 saved during a five-year period through the implementation of each
1-32 recommendation.

1-33 (c) This section expires January 31, 2011.

1-34 SECTION 2. Subchapter C, Chapter 61, Education Code, is
1-35 amended by adding Section 61.0665 to read as follows:

1-36 Sec. 61.0665. STUDY ON USE AND AVAILABILITY OF ELECTRONIC
1-37 TEXTBOOKS. (a) The board shall conduct a study and recommend
1-38 policies regarding the use and availability of electronic textbooks
1-39 in higher education in this state and in other states. The study
1-40 and policy recommendations must include a specific focus on the
1-41 results of the pilot program implemented by The University of Texas
1-42 at Austin with respect to the use of electronic textbooks and must
1-43 address methods for encouraging the use of electronic textbooks at
1-44 public or private institutions of higher education in this state.

1-45 (b) Each student regent serving under Section 51.355 or
1-46 51.356 shall assist the board in performing the board's duties
1-47 under Subsection (a). The board shall establish procedures to
1-48 assist a student regent in complying with this subsection.

1-49 (c) The board may solicit and accept gifts and grants from
1-50 any public or private source to conduct the study and develop policy
1-51 recommendations under this section.

1-52 (d) Not later than December 1, 2010, the board shall make an
1-53 initial report and recommendations based on the study to the
1-54 governor, lieutenant governor, speaker of the house of
1-55 representatives, and presiding officer of each legislative
1-56 standing committee with primary jurisdiction over higher
1-57 education. This subsection expires January 31, 2011.

1-58 SECTION 3. This Act takes effect immediately if it receives
1-59 a vote of two-thirds of all the members elected to each house, as
1-60 provided by Section 39, Article III, Texas Constitution. If this
1-61 Act does not receive the vote necessary for immediate effect, this
1-62 Act takes effect September 1, 2009.

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