

By: Gallegos

S.B. No. 664

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the establishment and operation of a public building
3 mapping information system by the Texas Facilities Commission.

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

5 SECTION 1. Chapter 2152, Government Code, is amended by
6 adding Subchapter D to read as follows:

7 SUBCHAPTER D. PUBLIC BUILDING MAPPING INFORMATION SYSTEM

8 Sec. 2152.151. DEFINITIONS. In this subchapter:

9 (1) "Committee" means the Public Building Mapping
10 Information System Committee under Section 2152.155.

11 (2) "First responder" means:

12 (A) a public safety employee whose primary duties
13 include responding rapidly to an emergency as the first person to
14 arrive at the scene of the emergency;

15 (B) a person who is defined as fire protection
16 personnel under Section 419.021;

17 (C) a volunteer firefighter certified by the
18 Texas Commission on Fire Protection or the State Firemen's and Fire
19 Marshals' Association of Texas; or

20 (D) a peace officer or firefighter who provides
21 first responder services under an interlocal agreement.

22 (3) "Maps and other information" means the information
23 required by the commission under Section 2152.152(b).

24 (4) "Public agency" means the state or a political

1 subdivision of the state.

2 (5) "Public building" means any building owned or
3 occupied by a public agency.

4 Sec. 2152.152. INFORMATION SYSTEM. (a) The commission,
5 with the advice of the committee, shall establish and operate a
6 statewide public building mapping information system for the
7 purpose of storing information related to public buildings in an
8 electronic format that will be readily accessible to first
9 responders in the event of an emergency.

10 (b) Subject to available funding, the commission, with the
11 advice of the committee, shall develop a plan to create or obtain,
12 as appropriate, the following information relating to public
13 buildings for the purpose of storing the information in the public
14 building mapping information system:

15 (1) floor plans and other relevant building maps;

16 (2) fire protection information;

17 (3) evacuation plans;

18 (4) utility information;

19 (5) known hazards;

20 (6) text and digital images showing emergency
21 personnel contact information; and

22 (7) other information determined by the committee to
23 be necessary.

24 Sec. 2152.153. SOFTWARE STANDARDS AND FORMAT REQUIREMENTS.

25 (a) The commission, with the advice of the committee:

26 (1) shall develop software standards and format
27 requirements for the creation and storage of maps and other

1 information by all public agencies; and

2 (2) may refuse to accept for storage in the system any
3 submitted maps and other information that do not comply with the
4 software standards or format required by the commission.

5 (b) If, before the establishment of the public building
6 mapping information system under this subchapter, a local
7 government establishes an independent building mapping system or
8 creates or stores maps and other information using software
9 standards and format requirements other than those established
10 under Subsection (a), the local government may continue to use its
11 independent building mapping system and unique software standards
12 and format until the commission provides funding necessary to
13 modify the local government's information system to achieve
14 compatibility with the standards and format requirements
15 established by the commission under Subsection (a).

16 Sec. 2152.154. SUBMISSION OF INFORMATION. (a) Each public
17 agency that creates or stores maps and other information shall
18 submit the maps and other information to the commission for storage
19 in the public building mapping information system. A public agency
20 is not required to create or store maps and other information
21 related to buildings owned or occupied by the agency unless funding
22 for all of the public agency's costs related to that purpose is
23 provided by the commission or another entity.

24 (b) A private entity that creates or stores maps and other
25 information may voluntarily provide the maps and other information
26 to the commission for storage in the public building mapping
27 information system.

1 Sec. 2152.155. COMMITTEE. (a) The Public Building Mapping
2 Information System Committee is an advisory entity administered by
3 the commission.

4 (b) The commission may adopt rules necessary for the
5 operation of the committee.

6 (c) The committee is composed of one representative of each
7 of the following entities, appointed by the administrative head of
8 the entity:

- 9 (1) the commission;
- 10 (2) the Department of Public Safety;
- 11 (3) the Department of Information Resources;
- 12 (4) the Texas Association of Counties;
- 13 (5) the Texas Municipal League;
- 14 (6) the Sheriffs' Association of Texas;
- 15 (7) the Texas Police Chiefs Association; and
- 16 (8) the Texas Fire Chiefs Association.

17 (d) The committee shall develop recommendations for the
18 commission with respect to:

19 (1) the information required to be included in the
20 public building mapping information system;

21 (2) the software standards and required format for
22 maps and other information to be included in the public building
23 mapping information system;

24 (3) a plan for the creation and storage of maps and
25 other information that, based on the availability of funding,
26 specifies the order in which the information shall be created and
27 stored;

1 (4) the manner in which information in the public
2 building mapping information system shall be accessed, including
3 detailed procedures and security systems that will ensure
4 information is made available only to appropriate persons at
5 appropriate times; and

6 (5) guidelines for training related to the use of the
7 public building mapping information system.

8 Sec. 2152.156. AVAILABILITY OF INFORMATION. The
9 commission, with the advice of the committee, shall develop
10 procedures for the release of information in the public building
11 mapping information system to first responders in the event of an
12 emergency.

13 Sec. 2152.157. ACCESS TO INFORMATION. This subchapter does
14 not apply to the extent that it interferes with the ability of a
15 public agency to control and maintain access to information in an
16 information system other than the public building mapping
17 information system.

18 Sec. 2152.158. FUNDING. The commission shall apply for
19 federal funding available for purposes related to this subchapter.
20 If the commission obtains a federal grant for public building
21 mapping, the commission shall use the grant to:

22 (1) establish and maintain the public building mapping
23 information system under this subchapter; and

24 (2) administer grants to other public agencies in
25 accordance with federal and state guidelines to assist with the
26 creation and storage of maps and other information according to the
27 plan developed by the commission with the advice of the committee.

1 Sec. 2152.159. EXCEPTION FROM PUBLIC INFORMATION LAW.

2 Information received and maintained by the commission under this
3 subchapter is excepted from required disclosure under the public
4 information law, Chapter 552.

5 Sec. 2152.160. LOCAL GOVERNMENT IMMUNITY. A local

6 government and its employees are immune from civil liability for
7 any act or omission relating to the creation and use of the public
8 building mapping information system under this subchapter, unless
9 the act or omission is grossly negligent or done in bad faith.

10 SECTION 2. (a) Not later than December 1, 2009, the Texas
11 Facilities Commission shall develop software standards and format
12 requirements in accordance with Section 2152.153, Government Code,
13 as added by this Act.

14 (b) A public agency is not required to comply with the
15 software standards and format requirements required by Section
16 2152.153, Government Code, as added by this Act, until the software
17 standards and format requirements are developed by the Texas
18 Facilities Commission.

19 SECTION 3. (a) Except as provided by Subsection (b) of this
20 section, this Act takes effect September 1, 2009.

21 (b) Section 2152.154(a), Government Code, as added by this
22 Act, takes effect March 1, 2010.