

# SENATE AMENDMENTS

## 2<sup>nd</sup> Printing

By: Guillen

H.B. No. 962

### A BILL TO BE ENTITLED

#### AN ACT

1  
2 relating to the purchase of library goods and services by public  
3 junior colleges.

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

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

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

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

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

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

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

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

24 (3) library services, including periodical jobber and

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

2 (4) library equipment and supplies; and

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

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

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

# ADOPTED

MAY 18 2009

*Atary Spaw*  
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY: *Zaffrini*

1 Amend H.B. No. 962 (Senate Committee Printing) in SECTION 2  
2 of the bill, by striking amended Section 130.0101(a)(4), Education  
3 Code (page 1, line 32), and substituting the following:

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

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**May 19, 2009**

**TO:** Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB962** by Guillen (Relating to the purchase of library goods and services by public junior colleges.), **As Passed 2nd House**

**No significant fiscal implication to the State is anticipated.**

**Local Government Impact**

The bill would exempt public community colleges' acquisition of certain library materials from the contracting requirements defined in Education Code 44.031. The fiscal impact to local community colleges districts would depend on the sorts of library materials/acquisitions contracts negotiated by individual districts.

**Source Agencies:** 781 Higher Education Coordinating Board

**LBB Staff:** JOB, SD, KK, RT, JAW

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**April 27, 2009**

**TO:** Honorable Judith Zaffirini, Chair, Senate Committee on Higher Education

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB962** by Guillen (Relating to the purchase of library goods and services by public junior colleges.), **As Engrossed**

**No significant fiscal implication to the State is anticipated.**

**Local Government Impact**

This bill would exempt public community colleges' acquisition of certain library materials from the contracting requirements defined in Education Code 44.031. It follows that the fiscal impact to local community colleges districts would depend on the sorts of library materials/acquisitions contracts negotiated by individual districts.

**Source Agencies:** 781 Higher Education Coordinating Board

**LBB Staff:** JOB, KK, RT, JAW

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**March 9, 2009**

**TO:** Honorable Dan Branch, Chair, House Committee on Higher Education

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB962** by Guillen (Relating to the purchase of library goods and services by public junior colleges.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

**Local Government Impact**

This bill would exempt public community colleges' acquisition of certain library materials from the contracting requirements defined in Education Code 44.031. If follows that the fiscal impact to local community colleges districts would depend on the sorts of library materials/acquisitions contracts negotiated by individual districts.

**Source Agencies:** 781 Higher Education Coordinating Board

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