

1-1 By: Coleman (Senate Sponsor - Wentworth) H.B. No. 2313  
1-2 (In the Senate - Received from the House May 4, 2011;  
1-3 May 5, 2011, read first time and referred to Select Committee on  
1-4 Open Government; May 16, 2011, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;  
1-6 May 16, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 2313 By: Eltife

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

1-10 relating to certain notice requirements for municipalities and  
1-11 counties under the open meetings law.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 551.0415, Government Code, is amended to  
1-14 read as follows:

1-15 Sec. 551.0415. GOVERNING BODY OF MUNICIPALITY OR  
1-16 COUNTY: REPORTS ABOUT ITEMS OF COMMUNITY INTEREST REGARDING WHICH  
1-17 NO ACTION WILL BE TAKEN. (a) Notwithstanding Sections 551.041 and  
1-18 551.042, a quorum of the governing body of a municipality or county  
1-19 may receive from ~~[municipal]~~ staff of the political subdivision and  
1-20 a member of the governing body may make a report about items of  
1-21 community interest during a meeting of the governing body without  
1-22 having given notice of the subject of the report as required by this  
1-23 subchapter if no action is taken and, except as provided by Section  
1-24 551.042, possible action is not discussed regarding the information  
1-25 provided in the report.

1-26 (b) For purposes of Subsection (a), "items of community  
1-27 interest" includes:

1-28 (1) expressions of thanks, congratulations, or  
1-29 condolence;

1-30 (2) information regarding holiday schedules;

1-31 (3) an honorary or salutary recognition of a public  
1-32 official, public employee, or other citizen, except that a  
1-33 discussion regarding a change in the status of a person's public  
1-34 office or public employment is not an honorary or salutary  
1-35 recognition for purposes of this subdivision;

1-36 (4) a reminder about an upcoming event organized or  
1-37 sponsored by the governing body;

1-38 (5) information regarding a social, ceremonial, or  
1-39 community event organized or sponsored by an entity other than the  
1-40 governing body that was attended or is scheduled to be attended by a  
1-41 member of the governing body or an official or employee of the  
1-42 political subdivision ~~[municipality]~~; and

1-43 (6) announcements involving an imminent threat to the  
1-44 public health and safety of people in the political subdivision  
1-45 ~~[municipality]~~ that has arisen after the posting of the agenda.

1-46 SECTION 2. Section 551.050, Government Code, is amended to  
1-47 read as follows:

1-48 Sec. 551.050. MUNICIPAL GOVERNMENTAL BODY: PLACE OF POSTING  
1-49 NOTICE. (a) In this section, "electronic bulletin board" means an  
1-50 electronic communication system that includes a perpetually  
1-51 illuminated screen on which the governmental body can post messages  
1-52 or notices viewable without manipulation by the public.

1-53 (b) A municipal governmental body shall post notice of each  
1-54 meeting on a physical or electronic bulletin board at a place  
1-55 convenient to the public in the city hall.

1-56 SECTION 3. This Act takes effect immediately if it receives  
1-57 a vote of two-thirds of all the members elected to each house, as  
1-58 provided by Section 39, Article III, Texas Constitution. If this  
1-59 Act does not receive the vote necessary for immediate effect, this  
1-60 Act takes effect September 1, 2011.

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