

By: Madden

H.B. No. 2633

A BILL TO BE ENTITLED

AN ACT

relating to the office of inspector general of the Texas Youth Commission.

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

SECTION 1. Sections 61.0451(b), (f), (g), and (i), Human Resources Code, are amended to read as follows:

(b) The office of inspector general shall prepare and deliver a report concerning the results of any investigation conducted under this section to:

- (1) the board;
- (2) the executive commissioner;
- (3) (2) ~~(2)~~ the advisory board;
- (4) (3) ~~(3)~~ the governor;
- (5) (4) ~~(4)~~ the lieutenant governor;
- (6) (5) ~~(5)~~ the speaker of the house of representatives;
- (7) (6) ~~(6)~~ the standing committees of the senate and house of representatives with primary jurisdiction over matters concerning correctional facilities;
- (8) (7) ~~(7)~~ the special prosecution unit;
- (9) (8) ~~(8)~~ the state auditor; and
- (10) (9) ~~(9)~~ any other appropriate state agency responsible for licensing or certifying commission employees or facilities.

(f) The board [~~executive commissioner~~] shall select a

1 commissioned peace officer as chief inspector general. The chief  
2 inspector general:

3 (1) operates directly under the authority of the  
4 board;

5 (2) is subject to the requirements of this section;  
6 and

7 (3) may only be discharged by the board for cause.

8 (g) The chief inspector general shall on a quarterly basis  
9 prepare and deliver a report concerning the operations of the  
10 office of inspector general to:

11 (1) the board;

12 (2) the executive commissioner;

13 (3) [~~(2)~~] the advisory board;

14 (4) [~~(3)~~] the governor;

15 (5) [~~(4)~~] the lieutenant governor;

16 (6) [~~(5)~~] the speaker of the house of representatives;

17 (7) [~~(6)~~] the standing committees of the senate and  
18 house of representatives with primary jurisdiction over  
19 correctional facilities;

20 (8) [~~(7)~~] the state auditor; and

21 (9) [~~(8)~~] the comptroller.

22 (i) The office of inspector general shall immediately  
23 report to the [~~executive director, the~~] board, the governor's  
24 general counsel, and the state auditor:

25 (1) any particularly serious or flagrant problem  
26 concerning the administration of a commission program or operation;

27 or

1           (2) any interference by the executive director, an  
2 employee of the commission, a facility described by Subsection  
3 (a)(2), or an officer or employee of a facility described by  
4 Subsection (a)(2) with an investigation conducted by the office.

5           SECTION 2. This Act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 Act does not receive the vote necessary for immediate effect, this  
9 Act takes effect September 1, 2011.