

1-1 By: Harper-Brown (Senate Sponsor - Ellis) H.B. No. 2866
1-2 (In the Senate - Received from the House April 19, 2011;
1-3 April 20, 2011, read first time and referred to Committee on
1-4 Government Organization; May 5, 2011, reported favorably by the
1-5 following vote: Yeas 5, Nays 0; May 5, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the electronic submission of certain documents to the
1-9 attorney general and the submission of certain documents by the
1-10 attorney general; imposing certain fees.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 402.006, Government Code, is amended by
1-13 adding Subsection (d) to read as follows:

1-14 (d) The attorney general may charge and collect a
1-15 nonrefundable administrative convenience fee for the electronic
1-16 submission of a document to the attorney general. The fee
1-17 authorized by this section is in addition to any other fee the
1-18 attorney general may assess. The attorney general may adopt rules
1-19 necessary to administer this subsection. This subsection expires
1-20 September 1, 2015.

1-21 SECTION 2. Subchapter G, Chapter 552, Government Code, is
1-22 amended by adding Section 552.309 to read as follows:

1-23 Sec. 552.309. TIMELINESS OF ACTION BY ELECTRONIC
1-24 SUBMISSION. (a) When this subchapter requires a request, notice,
1-25 or other document to be submitted or otherwise given to the attorney
1-26 general within a specified period, the requirement is met in a
1-27 timely fashion if the document is submitted to the attorney general
1-28 through the attorney general's designated electronic filing system
1-29 within that period.

1-30 (b) The attorney general may electronically transmit a
1-31 notice, decision, or other document. When this subchapter requires
1-32 the attorney general to deliver a notice, decision, or other
1-33 document within a specified period, the requirement is met in a
1-34 timely fashion if the document is electronically transmitted by the
1-35 attorney general within that period.

1-36 (c) This section does not affect the right of a person or
1-37 governmental body to submit information to the attorney general
1-38 under Section 552.308.

1-39 SECTION 3. The fee prescribed by Section 402.006(d),
1-40 Government Code, as added by this Act, applies only to a document
1-41 electronically submitted to the office of the attorney general on
1-42 or after the effective date of this Act.

1-43 SECTION 4. This Act takes effect immediately if it receives
1-44 a vote of two-thirds of all the members elected to each house, as
1-45 provided by Section 39, Article III, Texas Constitution. If this
1-46 Act does not receive the vote necessary for immediate effect, this
1-47 Act takes effect September 1, 2011.

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