

1-1 By: Coleman (Senate Sponsor - Shapiro) H.B. No. 2947
1-2 (In the Senate - Received from the House May 6, 2011;
1-3 May 9, 2011, read first time and referred to Select Committee on
1-4 Open Government; May 20, 2011, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 4, Nays 0;
1-6 May 20, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 2947 By: Eltife

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

1-10 relating to the exception of an audit working paper of a hospital
1-11 district from required disclosure under the public information law.

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

1-13 SECTION 1. Section 552.116(a), Government Code, is amended
1-14 to read as follows:

1-15 (a) An audit working paper of an audit of the state auditor
1-16 or the auditor of a state agency, an institution of higher education
1-17 as defined by Section 61.003, Education Code, a county, a
1-18 municipality, a school district, a hospital district, or a joint
1-19 board operating under Section 22.074, Transportation Code,
1-20 including any audit relating to the criminal history background
1-21 check of a public school employee, is excepted from the
1-22 requirements of Section 552.021. If information in an audit
1-23 working paper is also maintained in another record, that other
1-24 record is not excepted from the requirements of Section 552.021 by
1-25 this section.

1-26 SECTION 2. Section 552.116(b)(1), Government Code, is
1-27 amended to read as follows:

1-28 (1) "Audit" means an audit authorized or required by a
1-29 statute of this state or the United States, the charter or an
1-30 ordinance of a municipality, an order of the commissioners court of
1-31 a county, the bylaws adopted by or other action of the governing
1-32 board of a hospital district, a resolution or other action of a
1-33 board of trustees of a school district, including an audit by the
1-34 district relating to the criminal history background check of a
1-35 public school employee, or a resolution or other action of a joint
1-36 board described by Subsection (a) and includes an investigation.

1-37 SECTION 3. The change in law made by this Act applies to an
1-38 audit working paper created before, on, or after the effective date
1-39 of this Act.

1-40 SECTION 4. This Act takes effect immediately if it receives
1-41 a vote of two-thirds of all the members elected to each house, as
1-42 provided by Section 39, Article III, Texas Constitution. If this
1-43 Act does not receive the vote necessary for immediate effect, this
1-44 Act takes effect September 1, 2011.

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