

1-1 By: Duncan S.B. No. 791
1-2 (In the Senate - Filed February 18, 2011; March 1, 2011,
1-3 read first time and referred to Committee on State Affairs;
1-4 March 16, 2011, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; March 16, 2011,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 791 By: Duncan

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

1-10 relating to electronic notification of certain state officials and
1-11 agencies of certain rules and rulemaking filings.

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

1-13 SECTION 1. Subsection (b), Section 22.004, Government Code,
1-14 is amended to read as follows:

1-15 (b) The supreme court from time to time may promulgate a
1-16 specific rule or rules of civil procedure, or an amendment or
1-17 amendments to a specific rule or rules, to be effective at the time
1-18 the supreme court deems expedient in the interest of a proper
1-19 administration of justice. The rules and amendments to rules
1-20 remain in effect unless and until disapproved by the legislature.
1-21 The clerk of the supreme court shall file with the secretary of
1-22 state the rules or amendments to rules promulgated by the supreme
1-23 court under this subsection and shall mail a copy of those rules or
1-24 amendments to rules to each registered member of the State Bar of
1-25 Texas not later than the 60th day before the date on which they
1-26 become effective. On receiving a written request from a member of
1-27 the legislature, the [The] secretary of state shall provide the
1-28 member with electronic notifications when the supreme court has
1-29 promulgated rules or amendments to rules under this section [report
1-30 the rules or amendments to rules to the next regular session of the
1-31 legislature by mailing a copy of the rules or amendments to rules to
1-32 each elected member of the legislature on or before December 1
1-33 immediately preceding the session].

1-34 SECTION 2. Subsection (b), Section 2001.032, Government
1-35 Code, is amended to read as follows:

1-36 (b) On receiving a written request from the lieutenant
1-37 governor, a member of the legislature, or a legislative agency, the
1-38 secretary of state shall provide the requestor with electronic
1-39 notification of rulemaking filings by a state agency [A state
1-40 agency shall deliver to the lieutenant governor and the speaker of
1-41 the house of representatives a copy of the notice of a proposed rule
1-42 when the agency files notice with the secretary of state] under
1-43 Section 2001.023.

1-44 SECTION 3. This Act takes effect September 1, 2011.

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