

By: Ellis
(Guillen)

S.B. No. 1068

Substitute the following for S.B. No. 1068:

By: Cook

C.S.S.B. No. 1068

A BILL TO BE ENTITLED

AN ACT

relating to the lease of certain state parking facilities to other persons.

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

SECTION 1. The heading to Section 2165.2035, Government Code, is amended to read as follows:

Sec. 2165.2035. LEASE OF SPACE IN STATE-OWNED PARKING LOTS AND GARAGES; PRIVATE COMMERCIAL USE.

SECTION 2. Subchapter E, Chapter 2165, Government Code, is amended by adding Sections 2165.204, 2165.2045, and 2165.2046 to read as follows:

Sec. 2165.204. LEASE OF SPACE IN STATE-OWNED PARKING LOTS AND GARAGES; PRIVATE INDIVIDUAL USE OF EXCESS INDIVIDUAL PARKING SPACES. (a) The commission may lease to a private individual an individual parking space in a state-owned parking lot or garage located in the city of Austin if the commission determines the parking space to be in excess of the number of parking spaces sufficient to accommodate the regular parking requirements of state employees employed near the lot or garage and visitors to nearby state government offices.

(b) Money received from a lease under this section shall be deposited to the credit of the general revenue fund.

(c) In leasing a parking space under Subsection (a), the commission must ensure that the lease does not restrict uses for

1 parking lots and garages developed under Section 2165.2035,
2 including special event parking related to institutions of higher
3 education.

4 (d) In leasing or renewing a lease for a parking space under
5 Subsection (a), the commission shall give preference to an
6 individual who is currently leasing or previously leased the
7 parking space.

8 Sec. 2165.2045. LEASE OF SPACE IN STATE-OWNED PARKING LOTS
9 AND GARAGES; CERTAIN GOVERNMENTAL ENTITIES USE OF EXCESS BLOCKS OF
10 PARKING SPACE. (a) The commission may lease to an institution of
11 higher education or a local government all or a significant block of
12 a state-owned parking lot or garage located in the city of Austin if
13 the commission determines the parking spaces located in the lot or
14 garage to be in excess of the number of parking spaces sufficient to
15 accommodate the regular parking requirements of state employees
16 employed near the lot or garage and visitors to nearby state
17 government offices.

18 (b) Money received from a lease under this section shall be
19 deposited to the credit of the general revenue fund.

20 (c) In leasing all or a block of a state-owned parking lot or
21 garage under Subsection (a), the commission must ensure that the
22 lease does not restrict uses for parking lots and garages developed
23 under Section 2165.2035, including special event parking related to
24 institutions of higher education.

25 (d) In leasing or renewing a lease for all or a block of a
26 state-owned parking lot or garage under Subsection (a), the
27 commission shall give preference to an entity that is currently

1 leasing or previously leased the lot or garage or a block of the lot
2 or garage.

3 Sec. 2165.2046. REPORTS ON PARKING PROGRAMS. On or before
4 October 1 of each even-numbered year, the commission shall submit a
5 report to the Legislative Budget Board describing the effectiveness
6 of parking programs developed by the commission under this
7 subchapter. The report must, at a minimum, include:

8 (1) the yearly revenue generated by the programs;

9 (2) the yearly administrative and enforcement costs of
10 each program;

11 (3) yearly usage statistics for each program; and

12 (4) initiatives and suggestions by the commission to:

13 (A) modify administration of the programs; and

14 (B) increase revenue generated by the programs.

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