

By: Wentworth

S.B. No. 1904

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the definition of a governmental body for the purposes  
3 of the open meetings and public information laws.

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

5 SECTION 1. Section 551.001(3), Government Code, is amended  
6 to read as follows:

7 (3) "Governmental body" means:

8 (A) a board, commission, department, committee,  
9 or agency within the executive or legislative branch of state  
10 government that is directed by one or more elected or appointed  
11 members;

12 (B) a county commissioners court in the state;

13 (C) a municipal governing body in the state;

14 (D) a deliberative body that has rulemaking or  
15 quasi-judicial power and that is classified as a department,  
16 agency, or political subdivision of a county or municipality;

17 (E) a school district board of trustees;

18 (F) a county board of school trustees;

19 (G) a county board of education;

20 (H) the governing board of a special district  
21 created by law;

22 (I) a local workforce development board created  
23 under Section 2308.253;

24 (J) a nonprofit corporation that is eligible to

1 receive funds under the federal community services block grant  
2 program and that is authorized by this state to serve a geographic  
3 area of the state; ~~and~~

4 (K) a nonprofit corporation organized under  
5 Chapter 67, Water Code, that provides a water supply or wastewater  
6 service, or both, and is exempt from ad valorem taxation under  
7 Section 11.30, Tax Code; and

8 (L) a private or independent institution of  
9 higher education, as defined by Section 61.003, Education Code,  
10 that has contracted with the Texas Higher Education Coordinating  
11 Board under Subchapter D, Chapter 61, Education Code.

12 SECTION 2. Section 552.003(1), Government Code, is amended  
13 to read as follows:

14 (1) "Governmental body":

15 (A) means:

16 (i) a board, commission, department,  
17 committee, institution, agency, or office that is within or is  
18 created by the executive or legislative branch of state government  
19 and that is directed by one or more elected or appointed members;

20 (ii) a county commissioners court in the  
21 state;

22 (iii) a municipal governing body in the  
23 state;

24 (iv) a deliberative body that has  
25 rulemaking or quasi-judicial power and that is classified as a  
26 department, agency, or political subdivision of a county or  
27 municipality;

1 (v) a school district board of trustees;  
2 (vi) a county board of school trustees;  
3 (vii) a county board of education;  
4 (viii) the governing board of a special  
5 district;

6 (ix) the governing body of a nonprofit  
7 corporation organized under Chapter 67, Water Code, that provides a  
8 water supply or wastewater service, or both, and is exempt from ad  
9 valorem taxation under Section 11.30, Tax Code;

10 (x) a local workforce development board  
11 created under Section 2308.253;

12 (xi) a nonprofit corporation that is  
13 eligible to receive funds under the federal community services  
14 block grant program and that is authorized by this state to serve a  
15 geographic area of the state; ~~and~~

16 (xii) the part, section, or portion of an  
17 organization, corporation, commission, committee, institution, or  
18 agency that spends or that is supported in whole or in part by  
19 public funds; and

20 (xiii) a private or independent institution  
21 of higher education, as defined by Section 61.003, Education Code,  
22 that has contracted with the Texas Higher Education Coordinating  
23 Board under Subchapter D, Chapter 61, Education Code; and

24 (B) does not include the judiciary.

25 SECTION 3. This Act takes effect immediately if it receives  
26 a vote of two-thirds of all the members elected to each house, as  
27 provided by Section 39, Article III, Texas Constitution. If this

S.B. No. 1904

1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2011.