

Suspending limitations on conference committee  
jurisdiction, H.B. No. 1675 (Bonnen of Brazoria/Nichols)

By: Bonnen of Brazoria

H.R. No. 3036

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of  
2 Texas, 83rd Legislature, Regular Session, 2013, That House Rule 13,  
3 Section 9(a), be suspended in part as provided by House Rule 13,  
4 Section 9(f), to enable the conference committee appointed to  
5 resolve the differences on House Bill 1675 (the sunset review  
6 process and certain governmental entities subject to that process)  
7 to consider and take action on the following matter:

8 (1) House Rule 13, Section 9(a)(4), is suspended to permit  
9 the committee to add text on matters not included in either the  
10 house or senate version of the bill by adding the following to  
11 SECTION 1.03 of the bill:

12 (c) If a conflict exists between this Act and another Act of  
13 the 83rd Legislature, Regular Session, 2013, that amends Section  
14 2152.002, Government Code, to extend the sunset date of the Texas  
15 Facilities Commission, this Act controls without regard to the  
16 relative dates of enactment.

17 Explanation: This addition is necessary to ensure that the  
18 sunset review date for the Texas Facilities Commission in the bill  
19 controls over any other bill amending that date.

20 (2) House Rule 13, Section 9(a)(4), is suspended to permit  
21 the committee to add text on matters not included in either the  
22 house or senate version of the bill by adding the following:

23 SECTION 2.02. EMPLOYEES RETIREMENT SYSTEM OF TEXAS.  
24 Subchapter A, Chapter 815, Government Code, is amended by adding

1 Section 815.005 to read as follows:

2 Sec. 815.005. SUNSET PROVISION. The board of trustees of  
3 the Employees Retirement System of Texas is subject to review under  
4 Chapter 325 (Texas Sunset Act), but is not abolished under that  
5 chapter. The board shall be reviewed during the period in which  
6 state agencies abolished in 2017, and every 12th year after that  
7 year, are reviewed.

8 SECTION 2.04. TEXAS DEPARTMENT OF HOUSING AND COMMUNITY  
9 AFFAIRS. (a) Section 2306.022, Government Code, is amended to read  
10 as follows:

11 Sec. 2306.022. APPLICATION OF SUNSET ACT. The Texas  
12 Department of Housing and Community Affairs is subject to Chapter  
13 325 (Texas Sunset Act). Unless continued in existence as provided  
14 by that chapter, the department is abolished and this chapter  
15 expires September 1, 2017 [~~2013~~].

16 (b) The Sunset Advisory Commission shall limit its review of  
17 the Texas Department of Housing and Community Affairs in  
18 preparation for the work of the 85th Legislature in Regular Session  
19 to the appropriateness of recommendations made by the commission to  
20 the 83rd Legislature. In the commission's report to the 85th  
21 Legislature, the commission may include any recommendations it  
22 considers appropriate. This subsection expires September 1, 2017.

23 (c) This section takes effect only if the 83rd Legislature,  
24 Regular Session, 2013, does not enact other legislation that  
25 becomes law and that amends Section 2306.022, Government Code, to  
26 extend the sunset date of the Texas Department of Housing and  
27 Community Affairs. If the 83rd Legislature, Regular Session, 2013,

1 enacts legislation of that kind, this section has no effect.

2 SECTION 2.05. RAILROAD COMMISSION OF TEXAS. Section  
3 81.01001, Natural Resources Code, is amended to read as follows:

4 Sec. 81.01001. SUNSET PROVISION. (a) The Railroad  
5 Commission of Texas is subject to Chapter 325, Government Code  
6 (Texas Sunset Act). Unless continued in existence as provided by  
7 that chapter, the commission is abolished September 1, 2017 [~~2013~~].

8 (a-1) The review of the Railroad Commission of Texas by the  
9 Sunset Advisory Commission in preparation for the work of the 85th  
10 Legislature in Regular Session is not limited to the  
11 appropriateness of recommendations made by the Sunset Advisory  
12 Commission to the 83rd Legislature. In the Sunset Advisory  
13 Commission's report to the 85th Legislature, the Sunset Advisory  
14 Commission may include any recommendations it considers  
15 appropriate. The review must include an examination of alternative  
16 organizational structures for the Railroad Commission of Texas and  
17 alternative methods for performing the commission's  
18 responsibilities that would enable the efficient and effective  
19 accomplishment of the commission's functions. The examination must  
20 include an assessment of existing state agencies that would be able  
21 to perform the commission's functions. The review must also  
22 include an examination of methods to increase the public's role in  
23 decisions of the Railroad Commission of Texas that relate to the  
24 effect of the growth of resource extraction. The Sunset Advisory  
25 Commission may contract for assistance in performing the review,  
26 including assistance in evaluating, auditing, and forensic  
27 auditing, as the Sunset Advisory Commission determines necessary.

1 This subsection expires September 1, 2017.

2 (b) The Railroad Commission of Texas shall pay the costs  
3 incurred by the Sunset Advisory Commission in performing a review  
4 of the commission under this section. The Sunset Advisory  
5 Commission shall determine the costs, and the commission shall pay  
6 the amount of those costs promptly on receipt of a statement from  
7 the Sunset Advisory Commission detailing the costs.

8 ARTICLE 5. ENTITIES GIVEN 2025 SUNSET DATE

9 SECTION 5.01. STATE EMPLOYEE CHARITABLE CAMPAIGN POLICY  
10 COMMITTEE. (a) Section 659.140(i), Government Code, is amended to  
11 read as follows:

12 (i) The state employee charitable campaign policy committee  
13 is subject to the Texas Sunset Act. Unless continued in existence  
14 as provided by that chapter, the committee is abolished and  
15 [~~Government Code Chapter 659~~] Subchapter I[~~7~~] and Sections  
16 814.0095 and 814.0096 expire on September 1, 2025 [~~2013~~].

17 (b) This section takes effect only if the 83rd Legislature,  
18 Regular Session, 2013, does not enact other legislation that  
19 becomes law and that amends Section 659.140(i), Government Code, to  
20 extend the sunset date of the state employee charitable campaign  
21 policy committee. If the 83rd Legislature, Regular Session, 2013,  
22 enacts legislation of that kind, this section has no effect.

23 Explanation: This addition is necessary to change the sunset  
24 review date for various state agencies, to subject the board of  
25 trustees of the Employees Retirement System of Texas to sunset  
26 review, and to address the scope of the review of state agencies  
27 that were reviewed by the Sunset Advisory Commission in preparation

H.R. No. 3036

1 for the work of the 83rd Legislature in Regular Session.