

1-1 By: Huffman S.B. No. 292
 1-2 (In the Senate - Filed January 29, 2013; February 5, 2013,
 1-3 read first time and referred to Committee on State Affairs;
 1-4 March 26, 2013, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 8, Nays 1; March 26, 2013,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11		X		
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 292 By: Huffman

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the governor's executive authority while traveling
 1-22 outside of the state.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 401.022, Government Code, is amended to
 1-25 read as follows:

1-26 Sec. 401.022. DEFINITION. In this chapter, "unavailable"
 1-27 means, with respect to the governor or a person authorized to act as
 1-28 governor under the Texas Constitution or this subchapter:

1-29 (1) not able to exercise the powers and discharge the
 1-30 duties of the office of governor for any reason specified in the
 1-31 Texas Constitution;

1-32 (2) being physically located outside the territorial
 1-33 boundaries of the contiguous 48 states of the continental United
 1-34 States;

1-35 (3) being physically located outside the state but
 1-36 inside the territorial boundaries of the contiguous 48 states of
 1-37 the continental United States if the governor or person authorized
 1-38 to act as governor gives notice under Section 401.0225 that the
 1-39 governor or person authorized to act as governor will not rely on
 1-40 electronic communication while absent from the state; or

1-41 (4) being physically located outside this state for
 1-42 more than seven consecutive days.

1-43 SECTION 2. Subchapter B, Chapter 401, Government Code, is
 1-44 amended by adding Section 401.0225 to read as follows:

1-45 Sec. 401.0225. NOTICE OF UNAVAILABILITY. The governor or a
 1-46 person authorized to act as governor shall reasonably notify the
 1-47 next person in the line of succession under the Texas Constitution
 1-48 or this subchapter when the governor or person authorized to act as
 1-49 governor will become unavailable as described by Section
 1-50 401.022(2), (3), or (4).

1-51 SECTION 3. This Act takes effect on the date on which the
 1-52 constitutional amendment proposed by the 83rd Legislature, Regular
 1-53 Session, 2013, providing that the governor, and the lieutenant
 1-54 governor when acting as governor, retain executive authority unless
 1-55 unavailable as provided by law is approved by the voters. If that
 1-56 amendment is not approved by the voters, this Act has no effect.

1-57 * * * * *