

AN ACT

relating to authorizing local governments to participate in statewide technology centers.

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

SECTION 1. Section 2054.375, Government Code, is amended to read as follows:

Sec. 2054.375. DEFINITIONS [~~DEFINITION~~]. In this subchapter:

(1) "Governmental entity" means a state agency or local government.

(2) "Statewide[~~, --statewide~~ technology center" means a statewide technology center established or operated under this subchapter.

SECTION 2. Subsection (a), Section 2054.376, Government Code, is amended to read as follows:

(a) This subchapter applies to all information resources technologies, other than telecommunications service [~~services~~], advanced communications services, or information service, as those terms are defined by 47 U.S.C. Section 153, that are:

(1) obtained by a state agency using state money; [~~or~~]

(2) used by a state agency; or

(3) used by a participating local government.

SECTION 3. Subchapter L, Chapter 2054, Government Code, is amended by adding Section 2054.3771 to read as follows:

1       Sec. 2054.3771. LOCAL GOVERNMENTS. The department may  
2 establish or expand a statewide technology center to include  
3 participation by a local government. The executive director and  
4 the department have all the powers necessary or appropriate,  
5 consistent with this chapter, to accomplish that purpose.

6       SECTION 4. Subsection (a), Section 2054.378, Government  
7 Code, is amended to read as follows:

8       (a) The department may operate statewide technology centers  
9 to provide two or more governmental entities [~~state agencies~~], on a  
10 cost-sharing basis, services relating to:

11           (1) information resources and information resources  
12 technology; and

13           (2) the deployment, [~~and~~] development, and  
14 maintenance of software [~~statewide~~] applications.

15       SECTION 5. Subsection (a), Section 2054.380, Government  
16 Code, is amended to read as follows:

17       (a) The department shall set and charge a fee to each  
18 governmental entity [~~state agency~~] that receives a service from a  
19 statewide technology center in an amount sufficient to cover the  
20 direct and indirect cost of providing the service.

21       SECTION 6. Subchapter L, Chapter 2054, Government Code, is  
22 amended by adding Section 2054.3851 to read as follows:

23       Sec. 2054.3851. LOCAL GOVERNMENT PARTICIPATION AND  
24 SELECTION. (a) A local government may submit a request to the  
25 department to receive services or operations through a statewide  
26 technology center. The local government shall identify its  
27 particular requirements, operations costs, and requested service

1 levels.

2 (b) On receipt of the request, the department shall conduct  
3 a cost and requirements analysis for the local government.

4 (c) If the department selects the local government for  
5 participation in a statewide technology center, the department  
6 shall provide notice to the local government that includes:

7 (1) the scope of the services to be provided to the  
8 local government;

9 (2) a schedule of anticipated costs for the local  
10 government; and

11 (3) the implementation schedule for the local  
12 government.

13 (d) If selected to participate in a statewide technology  
14 center, a local government may contract with the department to  
15 receive the identified services and have the identified operations  
16 performed through the statewide technology center.

17 (e) Two or more local governments that are parties to an  
18 interlocal agreement, acting through the entity designated by the  
19 parties to supervise performance of the interlocal agreement under  
20 Section 791.013, may apply to the department and participate in a  
21 statewide technology center.

22 SECTION 7. Section 2054.387, Government Code, is amended to  
23 read as follows:

24 Sec. 2054.387. INTERAGENCY CONTRACT; COMPLIANCE WITH  
25 SERVICE LEVELS. The department shall ensure compliance with  
26 service levels agreed to in an interagency contract or  
27 intergovernmental contract, as appropriate, executed under this

1 subchapter.

2       SECTION 8. This Act takes effect immediately if it receives  
3 a vote of two-thirds of all the members elected to each house, as  
4 provided by Section 39, Article III, Texas Constitution. If this  
5 Act does not receive the vote necessary for immediate effect, this  
6 Act takes effect September 1, 2013.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 866 passed the Senate on March 27, 2013, by the following vote: Yeas 30, Nays 0; and that the Senate concurred in House amendment on May 8, 2013, by the following vote: Yeas 30, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 866 passed the House, with amendment, on May 2, 2013, by the following vote: Yeas 147, Nays 0, two present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor