

1-1 By: Zaffirini S.B. No. 1613
 1-2 (In the Senate - Filed March 8, 2013; March 20, 2013, read
 1-3 first time and referred to Committee on Government Organization;
 1-4 April 3, 2013, reported favorably by the following vote: Yeas 7,
 1-5 Nays 0; April 3, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the abolition of the Office of State-Federal Relations.
 1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-19 SECTION 1. Subsection (c), Section 37.012, Education Code,
 1-20 is amended to read as follows:

1-21 (c) ~~The office of the governor [Office of State-Federal~~
 1-22 ~~Relations]~~ shall assist a local juvenile probation department in
 1-23 identifying additional state or federal funds to assist local
 1-24 juvenile probation departments conducting educational or job
 1-25 training programs within juvenile justice alternative education
 1-26 programs.

1-27 SECTION 2. Subchapter F, Chapter 401, Government Code, is
 1-28 amended by adding Section 401.106 to read as follows:

1-29 Sec. 401.106. CONTRACTS FOR LOCATION OF STATE AGENCY STAFF.
 1-30 The governor may enter into a contract with a state agency to locate
 1-31 staff of the agency in Washington, D.C. A contract entered into
 1-32 under this section must include provisions under which the state
 1-33 agency's staff:

- 1-34 (1) report directly to that agency's administrative
- 1-35 head or the presiding officer of that agency's governing body;
- 1-36 (2) have an officially recognized role in that
- 1-37 agency's budget planning process; and
- 1-38 (3) provide periodic updates of the staff's activities
- 1-39 at meetings of that agency's governing body.

1-40 SECTION 3. Subsection (a), Section 421.021, Government
 1-41 Code, is amended to read as follows:

1-42 (a) The Homeland Security Council is composed of the
 1-43 governor or the governor's designee, the speaker of the house of
 1-44 representatives or the speaker's designee, the lieutenant governor
 1-45 or the lieutenant governor's designee, and one representative of
 1-46 each of the following entities, appointed by the single statewide
 1-47 elected or appointed governing officer, administrative head, or
 1-48 chair, as appropriate, of the entity:

- 1-49 (1) Department of Agriculture;
- 1-50 (2) office of the attorney general;
- 1-51 (3) General Land Office;
- 1-52 (4) Public Utility Commission of Texas;
- 1-53 (5) Department of State Health Services;
- 1-54 (6) Department of Information Resources;
- 1-55 (7) Department of Public Safety of the State of Texas;
- 1-56 (8) Texas Division of Emergency Management;
- 1-57 (9) adjutant general's department;
- 1-58 (10) Texas Commission on Environmental Quality;
- 1-59 (11) Railroad Commission of Texas;
- 1-60 (12) Texas Strategic Military Planning Commission;
- 1-61 (13) Texas Department of Transportation;
- 1-62 (14) Commission on State Emergency Communications;
- 1-63 (15) ~~[Office of State-Federal Relations;~~
- 1-64 ~~[-16-]~~ secretary of state;

- 2-1 (16) [~~(17)~~] Senate Committee on Transportation and
- 2-2 Homeland Security;
- 2-3 (17) [~~(18)~~] House Committee on Defense and Veterans'
- 2-4 Affairs;
- 2-5 (18) [~~(19)~~] Texas Animal Health Commission;
- 2-6 (19) [~~(20)~~] Texas Association of Regional Councils;
- 2-7 (20) [~~(21)~~] Texas Commission on Law Enforcement
- 2-8 Officer Standards and Education;
- 2-9 (21) [~~(22)~~] state fire marshal's office;
- 2-10 (22) [~~(23)~~] Texas Education Agency;
- 2-11 (23) [~~(24)~~] Texas Commission on Fire Protection;
- 2-12 (24) [~~(25)~~] Parks and Wildlife Department;
- 2-13 (25) [~~(26)~~] Texas Forest Service; and
- 2-14 (26) [~~(27)~~] Texas Water Development Board.

2-15 SECTION 4. Subsection (b), Section 493.013, Government

2-16 Code, is amended to read as follows:

2-17 (b) The board shall require the committee to:

- 2-18 (1) maximize federal grant and entitlement funding
- 2-19 available to the state;
- 2-20 (2) submit biennially to the board a detailed report
- 2-21 that includes information on all federal grants and entitlements
- 2-22 identified and applied for by the committee and the results of the
- 2-23 applications; and

2-24 (3) work in conjunction with the governor's office and

2-25 the Health and [Office of State-Federal Relations and the Texas

2-26 Department of] Human Services Commission to investigate the

2-27 applicability of:

2-28 (A) the national school lunch program to inmates

2-29 who are pursuing a primary or secondary education while confined in

2-30 the institutional division; and

2-31 (B) the food stamp program administered under

2-32 Chapter 33, Human Resources Code, to inmates who are confined and

2-33 treated in substance abuse felony punishment facilities.

2-34 SECTION 5. Subsection (b), Section 535.051, Government

2-35 Code, as amended by Chapters 298 (H.B. 1965) and 1176 (H.B. 3278),

2-36 Acts of the 82nd Legislature, Regular Session, 2011, is reenacted

2-37 and amended to read as follows:

2-38 (b) The chief administrative officer of each of the

2-39 following state agencies, in consultation with the governor, shall

2-40 designate one employee from the agency to serve as a liaison for

2-41 faith- and community-based organizations:

- 2-42 (1) the Texas Department of Rural Affairs;
- 2-43 (2) the Texas Commission on Environmental Quality;
- 2-44 (3) the Texas Department of Criminal Justice;
- 2-45 (4) the Texas Department of Housing and Community

2-46 Affairs;

2-47 (5) the Texas Juvenile Justice Department [~~Probation~~

2-48 ~~Commission~~];

2-49 (6) the Texas Veterans Commission;

2-50 (7) the Texas Workforce Commission;

2-51 (8) [~~the Texas Youth Commission,~~

2-52 [~~(10)~~] the office of the governor;

2-53 (9) [~~(11)~~] the Department of Public Safety;

2-54 (10) [~~(12)~~] the Texas Department of Insurance;

2-55 (11) [~~(13)~~] the Public Utility Commission of Texas;

2-56 (12) [~~(14)~~] the office of the attorney general;

2-57 (13) [~~(15)~~] the Department of Agriculture;

2-58 (14) [~~(16)~~] the office of the comptroller;

2-59 (15) [~~(17)~~] the Department of Information Resources;

2-60 (16) [~~(18)~~] ~~the Office of State-Federal Relations,~~

2-61 [~~(19)~~] the office of the secretary of state; and

2-62 (17) [~~(20)~~] other state agencies as determined by the

2-63 governor.

2-64 SECTION 6. Section 772.0101, Government Code, as added by

2-65 Chapter 1215 (H.B. 925), Acts of the 79th Legislature, Regular

2-66 Session, 2005, is reenacted and amended to read as follows:

2-67 Sec. 772.0101. BORDER INSPECTION, TRADE, AND

2-68 TRANSPORTATION ADVISORY COMMITTEE. (a) The border commerce

2-69 coordinator shall establish and appoint the members of the Border

3-1 Inspection, Trade, and Transportation Advisory Committee. The
3-2 members must include representatives of the Texas Department of
3-3 Transportation, the Department of Public Safety of the State of
3-4 Texas, [~~the Office of State-Federal Relations,~~] the United States
3-5 Department of Transportation, the Federal Motor Carrier Safety
3-6 Administration, and other representatives of state and federal
3-7 agencies involved in border crossing issues. Chapter 2110 does not
3-8 apply to the size, composition, or duration of the Border
3-9 Inspection, Trade, and Transportation Advisory Committee.

3-10 (b) The coordinator shall work with the advisory committee
3-11 and the interagency work group established under Section 772.011
3-12 to:

3-13 (1) identify problems involved with border truck
3-14 inspections and related trade and transportation infrastructure;
3-15 and

3-16 (2) develop recommendations for addressing those
3-17 problems.

3-18 (c) The coordinator shall work with the advisory committee
3-19 and appropriate agencies of Texas, the United States, and Mexico to
3-20 develop initiatives to mitigate congestion at ports of entry at the
3-21 Mexican border by conducting in Mexico inspections of trucks
3-22 entering Texas. In developing the initiatives, the coordinator
3-23 shall give consideration to similar initiatives proposed or
3-24 implemented at the border of the United States and Canada.

3-25 (d) The coordinator shall report quarterly to the presiding
3-26 officer of each house of the legislature on the findings and
3-27 recommendations of the advisory committee.

3-28 SECTION 7. Subsection (b), Section 772.011, Government
3-29 Code, is amended to read as follows:

3-30 (b) The work group is composed of the heads of the following
3-31 agencies or their designees:

3-32 (1) the Texas Department of Rural Affairs;
3-33 (2) the Texas Department of Housing and Community
3-34 Affairs;

3-35 (3) the Texas Water Development Board;

3-36 (4) the Texas Department of Transportation;

3-37 (5) the Texas Commission on Environmental Quality;

3-38 (6) the Texas Workforce Commission;

3-39 (7) the Department of State Health Services;

3-40 (8) the Health and Human Services Commission;

3-41 (9) the General Land Office;

3-42 (10) the Texas Economic Development and Tourism
3-43 Office;

3-44 (11) [~~the Office of State-Federal Relations,~~

3-45 [~~(12)~~] the Texas Higher Education Coordinating Board;

3-46 (12) [~~(13)~~] the attorney general's office;

3-47 (13) [~~(14)~~] the secretary of state's office;

3-48 (14) [~~(15)~~] the Department of Public Safety; and

3-49 (15) [~~(16)~~] the Railroad Commission of Texas.

3-50 SECTION 8. Subsection (d), Section 775.002, Government
3-51 Code, is amended to read as follows:

3-52 (d) The following agencies shall designate an officer or
3-53 employee of the agency to serve as the agency's liaison for colonia
3-54 initiatives:

3-55 (1) the office of the attorney general;

3-56 (2) the Department of State Health Services;

3-57 (3) the Texas Department of Housing and Community
3-58 Affairs;

3-59 (4) the Texas Commission on Environmental Quality;

3-60 (5) the Texas Water Development Board;

3-61 (6) the Texas Department of Rural Affairs;

3-62 (7) [~~the Office of State-Federal Relations,~~

3-63 [~~(8)~~] the Texas Department of Insurance; and

3-64 (8) [~~(9)~~] the Texas Department of Transportation.

3-65 SECTION 9. Subsection (b), Section 361.423, Health and
3-66 Safety Code, is amended to read as follows:

3-67 (b) The commission and the comptroller, on an ongoing basis,
3-68 shall jointly:

3-69 (1) identify existing economic and regulatory

4-1 incentives and disincentives for creating an optimal market
4-2 development strategy;

4-3 (2) analyze or take into consideration the market
4-4 development implications of:

4-5 (A) the state's waste management policies and
4-6 regulations;

4-7 (B) existing and potential markets for plastic,
4-8 glass, paper, lead-acid batteries, tires, compost, scrap gypsum,
4-9 coal combustion by-products, and other recyclable materials; and

4-10 (C) the state's tax structure and overall
4-11 economic base;

4-12 (3) examine and make policy recommendations regarding
4-13 the need for changes in or the development of:

4-14 (A) economic policies that affect
4-15 transportation, such as those embodied in freight rate schedules;

4-16 (B) tax incentives and disincentives;

4-17 (C) the availability of financial capital
4-18 including grants, loans, and venture capital;

4-19 (D) enterprise zones;

4-20 (E) managerial and technical assistance;

4-21 (F) job-training programs;

4-22 (G) strategies for matching market supply and
4-23 market demand for recyclable materials, including intrastate and
4-24 interstate coordination;

4-25 (H) the state recycling goal;

4-26 (I) public-private partnerships;

4-27 (J) research and development;

4-28 (K) government procurement policies;

4-29 (L) educational programs for the public,
4-30 corporate and regulated communities, and government entities; and

4-31 (M) public health and safety regulatory
4-32 policies;

4-33 (4) establish a comprehensive statewide strategy to
4-34 expand markets for recycled products in Texas;

4-35 (5) provide information and technical assistance to
4-36 small and disadvantaged businesses, business development centers,
4-37 chambers of commerce, educational institutions, and nonprofit
4-38 associations on market opportunities in the area of recycling; and

4-39 (6) with the cooperation of the office of the governor
4-40 [~~Office of State-Federal Relations~~], assist communities and
4-41 private entities in identifying state and federal grants pertaining
4-42 to recycling and solid waste management.

4-43 SECTION 10. Subsection (d), Section 132.001, Human
4-44 Resources Code, is amended to read as follows:

4-45 (d) The governor shall submit the agenda to the Texas
4-46 congressional delegation [~~and to the Office of State-Federal~~
4-47 ~~Relations~~] and shall annually amend the agenda and rank agenda
4-48 items. The agenda must identify issues of federal law, rules and
4-49 regulations, or programs of common concern to different state
4-50 agencies and programs.

4-51 SECTION 11. Subsection (c), Section 344.152, Local
4-52 Government Code, is amended to read as follows:

4-53 (c) The board may seek the assistance of the office of the
4-54 governor [~~Office of State-Federal Relations~~] in identifying and
4-55 applying for federal grants for fire control, prevention, and
4-56 emergency medical services programs.

4-57 SECTION 12. Subsection (c), Section 363.152, Local
4-58 Government Code, is amended to read as follows:

4-59 (c) The board may seek the assistance of the office of the
4-60 governor [~~Office of State-Federal Relations~~] in identifying and
4-61 applying for federal grants for criminal justice programs. The
4-62 board shall notify the appropriate council of government of any
4-63 intent to submit applications for federal funds and for inclusion
4-64 in the regional criminal justice planning process.

4-65 SECTION 13. Subsection (b), Section 201.053,
4-66 Transportation Code, is amended to read as follows:

4-67 (b) The chair shall:

4-68 (1) preside over commission meetings, make rulings on
4-69 motions and points of order, and determine the order of business;

- 5-1 (2) represent the department in dealing with the
- 5-2 governor;
- 5-3 (3) report to the commission the governor's
- 5-4 suggestions for department operations;
- 5-5 (4) designate one or more employees of the department
- 5-6 as a civil rights division of the department and receive regular
- 5-7 reports from the division on the department's efforts to comply
- 5-8 with civil rights legislation and administrative rules;
- 5-9 (5) create subcommittees, appoint commissioners to
- 5-10 subcommittees, and receive the reports of subcommittees to the
- 5-11 commission as a whole;
- 5-12 (6) appoint a commissioner to act in the chair's
- 5-13 absence; and
- 5-14 (7) serve as the departmental liaison with the
- 5-15 governor [~~and the Office of State-Federal Relations~~] to maximize
- 5-16 federal funding for transportation.

5-17 SECTION 14. Subsection (b), Section 1001.023,

5-18 Transportation Code, is amended to read as follows:

5-19 (b) The chair shall:

5-20 (1) preside over board meetings, make rulings on

5-21 motions and points of order, and determine the order of business;

5-22 (2) represent the department in dealing with the

5-23 governor;

5-24 (3) report to the governor on the state of affairs of

5-25 the department at least quarterly;

5-26 (4) report to the board the governor's suggestions for

5-27 department operations;

5-28 (5) report to the governor on efforts, including

5-29 legislative requirements, to maximize the efficiency of department

5-30 operations through the use of private enterprise;

5-31 (6) periodically review the department's

5-32 organizational structure and submit recommendations for structural

5-33 changes to the governor, the board, and the Legislative Budget

5-34 Board;

5-35 (7) designate one or more employees of the department

5-36 as a civil rights division of the department and receive regular

5-37 reports from the division on the department's efforts to comply

5-38 with civil rights legislation and administrative rules;

5-39 (8) create subcommittees, appoint board members to

5-40 subcommittees, and receive the reports of subcommittees to the

5-41 board as a whole;

5-42 (9) appoint a member of the board to act in the absence

5-43 of the chair and vice chair; and

5-44 (10) serve as the departmental liaison with the

5-45 governor [~~and the Office of State-Federal Relations~~] to maximize

5-46 federal funding for transportation.

5-47 SECTION 15. Chapter 751, Government Code, is repealed.

5-48 SECTION 16. On January 1, 2014:

5-49 (1) the Office of State-Federal Relations is

5-50 abolished;

5-51 (2) all obligations, rights, contracts, records, real

5-52 and personal property, funds, appropriations, and money of the

5-53 Office of State-Federal Relations are transferred to the office of

5-54 the governor;

5-55 (3) the executive director of the Office of

5-56 State-Federal Relations becomes an employee of the office of the

5-57 governor;

5-58 (4) an employee of the Office of State-Federal

5-59 Relations becomes an employee of the office of the governor; and

5-60 (5) a reference in other law to the Office of

5-61 State-Federal Relations means the office of the governor.

5-62 SECTION 17. To the extent of any conflict, this Act prevails

5-63 over another Act of the 83rd Legislature, Regular Session, 2013,

5-64 relating to nonsubstantive additions to and corrections in enacted

5-65 codes.

5-66 SECTION 18. This Act takes effect January 1, 2014.

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