

SENATE AMENDMENTS

2nd Printing

By: Simmons

H.B. No. 3660

A BILL TO BE ENTITLED

AN ACT

relating to requiring the Texas Commission on Fire Protection to
conduct a study and prepare a report on administrative attachment.

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

SECTION 1. Subchapter A, Chapter 419, Government Code, is
amended by adding Section 419.013 to read as follows:

Sec. 419.013. STUDY ON ADMINISTRATIVE ATTACHMENT; REPORT.

(a) In this section, "state agency" means a board, commission,
department, institute, office, or other agency in the executive
branch of state government that is created by the constitution or a
statute of this state, including an institution of higher education
or other agency of higher education as defined by Section 61.003,
Education Code.

(b) The commission shall conduct a study on the
administrative attachment of the commission to another state agency
in order to:

(1) reduce the costs associated with the commission;

(2) improve the provision of commission services; and

(3) lower the fees set and collected by the commission

under this chapter.

(c) The commission may request the assistance of any state
agency if the commission needs assistance to conduct the study
required under this section. The agency shall provide the
requested assistance.

1 (d) Not later than September 1, 2014, the commission shall
2 report the results of the study to the legislature, the governor,
3 and the Legislative Budget Board. The report submitted must
4 include a complete explanation of the process used by the
5 commission in conducting the study required under this section and:

6 (1) if the commission finds that administrative
7 attachment to another state agency would further the goals listed
8 in Subsection (b):

9 (A) identify a single state agency to which the
10 commission shall be administratively attached, selected using the
11 criteria prescribed by Subsection (b); and

12 (B) include drafts of proposed legislation
13 necessary to accomplish the administrative attachment; or

14 (2) if the commission finds that administrative
15 attachment to another state agency would not further the goals
16 listed in Subsection (b):

17 (A) identify, for each goal listed in Subsection
18 (b), at least five reasons why administrative attachment would not
19 further that goal;

20 (B) describe in detail the commission's plan for
21 meeting each goal listed in Subsection (b); and

22 (C) include drafts of proposed legislation
23 necessary to accomplish the commission's plan under Paragraph (B).

24 (e) This section expires September 1, 2017.

25 SECTION 2. 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

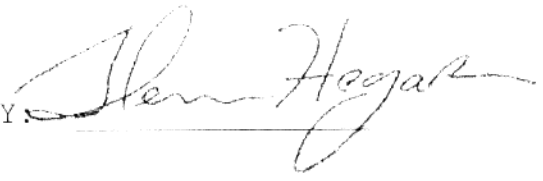
H.B. No. 3660

- 1 Act does not receive the vote necessary for immediate effect, this
- 2 Act takes effect September 1, 2013.

ADOPTED

FLOOR AMENDMENT NO. _____

MAY 21 2013

BY: 


Secretary of the Senate

1 Amend **H.**B. No. 3660 by adding the following appropriately
2 numbered SECTIONS to the bill and renumbering subsequent
3 SECTIONS of the bill accordingly:

4 SECTION . Subchapter Z, Chapter 419, Government Code, is
5 amended by adding Section 419.910 to read as follows:

6 Sec. 419.910. CERTAIN REGULATION PROHIBITED. (a) In this
7 section:

8 (1) "State agency" has the meaning assigned by
9 Section 2103.001.

10 (2) "Volunteer firefighter" means a member of a
11 volunteer fire department who is not a full-time paid employee.

12 (b) A state agency may not:

13 (1) require a volunteer firefighter to obtain a
14 license or certification in order to be a volunteer firefighter;
15 or

16 (2) require a member of an industrial emergency
17 response team to obtain a license or certification in order to
18 be a member of an industrial emergency response team.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 22, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3660 by Simmons (Relating to requiring the Texas Commission on Fire Protection to conduct a study and prepare a report on administrative attachment.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code relating to requiring the Texas Commission on Fire Protection to conduct a study and prepare a report on administrative attachment. Based on information provided by the Commission on Fire Protection, any costs associated with implementing the provisions of the bill could be accomplished utilizing existing staff and resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 411 Commission on Fire Protection

LBB Staff: UP, SZ, ER, KK

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 17, 2013

TO: Honorable Craig Estes, Chair, Senate Committee on Agriculture, Rural Affairs & Homeland Security

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3660 by Simmons (Relating to requiring the Texas Commission on Fire Protection to conduct a study and prepare a report on administrative attachment.), **As Engrossed**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Government Code relating to requiring the Texas Commission on Fire Protection to conduct a study and prepare a report on administrative attachment. Based on information provided by the Commission on Fire Protection, any costs associated with implementing the provisions of the bill could be accomplished utilizing existing staff and resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 411 Commission on Fire Protection

LBB Staff: UP, SZ, ER, KK

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 29, 2013

TO: Honorable Jim Pitts, Chair, House Committee on Appropriations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3660 by Simmons (relating to requiring the Texas Commission on Fire Protection to conduct a study and prepare a report on administrative attachment.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code relating to requiring the Texas Commission on Fire Protection to conduct a study and prepare a report on administrative attachment. Based on information provided by the Commission on Fire Protection, any costs associated with implementing the provisions of the bill could be accomplished utilizing existing staff and resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 411 Commission on Fire Protection

LBB Staff: UP, KK, ER

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 9, 2013

TO: Honorable Jim Pitts, Chair, House Committee on Appropriations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3660 by Simmons (Relating to the functions of the Texas Commission on Fire Protection.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code relating to the functions of the Texas Commission on Fire Protection (TCFP). The bill would administratively attach the Texas Commission on Fire Protection to the Texas Department of Insurance (TDI). The bill would require TCFP and TDI to enter into a Memorandum of Understanding (MOU) to facilitate the timely implementation of the administrative attachment no later than October 1, 2013. The bill would also require the MOU to address the powers, duties, obligations, rights, contracts, records, personnel, property, rules and unspent appropriations of the TCFP affected by the attachment to TDI.

It is assumed that implementing the provisions of the bill would result in a savings to the General Revenue Fund of \$150,000 each fiscal year and that 3.0 Full-time Equivalent Positions would no longer be needed each fiscal year. Based on information provided by TDI, it is assumed that all duties and responsibilities associated with implementing the provisions of the bill, including all administrative support and Data Center costs, could be accomplished utilizing existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 411 Commission on Fire Protection,
454 Department of Insurance

LBB Staff: UP, KK, MW, ER