

By: Capriglione, King of Parker, Parker,
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H.B. No. 799

A BILL TO BE ENTITLED

1 AN ACT
2 relating to a study conducted by the Legislative Budget Board on the
3 impact to state agencies of federal regulations and mandates
4 enacted by federal law.

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

6 SECTION 1. Chapter 322, Government Code, is amended by
7 adding Section 322.0176 to read as follows:

8 Sec. 322.0176. STUDY OF EFFECT ON STATE AGENCIES OF FEDERAL
9 REGULATIONS AND FEDERAL LAW MANDATES. (a) The board shall conduct a
10 single study for each state agency relating to the effects federal
11 regulations and mandates enacted by federal law have on that
12 agency.

13 (b) For each agency, the study must include:

14 (1) a cost-benefit analysis on the impact of agency
15 compliance with federal regulations, including a comparison of the
16 direct and indirect costs of regulatory compliance with the amount
17 of federal funds received by the agency for the purpose of
18 regulatory compliance;

19 (2) a list of all mandates enacted by federal law,
20 including a federal regulation, for which the federal government
21 has not provided reimbursement sufficient to cover the costs
22 incurred by the agency of implementing or otherwise complying with
23 the mandate;

24 (3) recommendations for reducing the federal

1 regulatory burden on the agency and citizens of this state,
2 including proposals for state or federal legislation or litigation
3 against specific federal agencies;

4 (4) an analysis of any fiscal impact to the agency as a
5 result of a suit filed by the state against the federal government,
6 including any costs associated with the participation or assistance
7 of the employees of the agency on matters related to the suit;

8 (5) the cost and impact, if any, to each agency of the
9 presence of asylum-seeking children in this state; and

10 (6) the impact of federal funds provided to the state,
11 including the consequences to state agencies if federal funds were
12 withheld or not accepted.

13 (c) The board shall establish a schedule for the review of
14 state agencies required by this section that:

15 (1) provides for the review of a portion of the state
16 agencies during the interim between regular sessions of the
17 legislature; and

18 (2) ensures that each agency is reviewed before the
19 expiration date of this section.

20 (d) Before the beginning of each regular session of the
21 legislature, the board shall deliver to the legislature a report of
22 the board's findings and recommendations relating those state
23 agencies reviewed by the board during that legislative interim.

24 (e) This section expires September 1, 2027.

25 (f) In this section, "asylum-seeking children" means minors
26 fleeing Central America who are seeking asylum in the United States
27 and who have been released into a community in this state by:

- 1 (1) the Office of Refugee Resettlement;
2 (2) the United States Customs and Border Protection,
3 pending an immigration hearing; or
4 (3) the United States Immigration and Customs
5 Enforcement, pending an immigration hearing.

6 SECTION 2. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2015.