

By: Birdwell

S.B. No. 350

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the duties of the General Land Office and other state  
3 agencies with regard to the accounting for and management of real  
4 property owned by the state.

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

6 SECTION 1. Section 437.154(b), Government Code, is amended  
7 to read as follows:

8 (b) Not later than August 1 of each [~~the~~] year [~~in which the~~  
9 ~~commissioner of the General Land Office submits a report as~~  
10 ~~provided by Section 31.157, Natural Resources Code~~], the department  
11 shall submit a preliminary report of the report required under  
12 Subsection (a) to the commissioner of the General Land Office  
13 identifying the real property used for military purposes. Not  
14 later than September 1 of each [~~the~~] year [~~in which the commissioner~~  
15 ~~of the General Land Office submits a report as provided by Section~~  
16 ~~31.157, Natural Resources Code~~], the department shall submit the  
17 final report as required by Subsection (a) to:

- 18 (1) the governor;
- 19 (2) the presiding officer of each house of the  
20 legislature;
- 21 (3) the Legislative Budget Board; and
- 22 (4) the Governor's Office of Budget, Planning, and  
23 Policy [~~governor's budget office~~].

24 SECTION 2. Sections 31.155(a) and (b), Natural Resources

1 Code, are amended to read as follows:

2 (a) The division is not responsible for maintaining the  
3 inventory records, as provided by Section 31.154, of the real  
4 property administered by [~~the Texas Department of Transportation,~~  
5 an institution of higher education[~~, the Employees Retirement~~  
6 ~~System of Texas, or the Teacher Retirement System of Texas~~]. The  
7 institution of higher education [~~agencies~~] administering the real  
8 property shall maintain those records.

9 (b) An institution of higher education [~~The Texas~~  
10 ~~Department of Transportation~~], on the request of the division, but  
11 not more than semiannually, shall submit its real property  
12 inventory records to the division[~~. The real property inventory~~  
13 ~~records of an institution of higher education, the Employees~~  
14 ~~Retirement System of Texas, and the Teacher Retirement System of~~  
15 ~~Texas, on the request of the division, but not more than~~  
16 ~~semiannually, shall be submitted to the division~~] for information  
17 purposes only. The division shall maintain the inventory records  
18 of the former Texas National Research Laboratory Commission, to the  
19 extent possible, and is responsible for the disposal of any real  
20 property interests held by the former commission as provided by  
21 Subchapter G.

22 SECTION 3. Section 31.155(d), Natural Resources Code, as  
23 amended by Chapters 713 (H.B. 3436), 1153 (S.B. 211), and 1339 (S.B.  
24 894), Acts of the 83rd Legislature, Regular Session, 2013, is  
25 reenacted and amended to read as follows:

26 (d) The duty under this subchapter of the division to review  
27 and verify real property records and to make recommendations

1 regarding real property and of the commissioner to prepare a report  
2 involving real property does not apply to:

3 (1) the real property of an institution of higher  
4 education;

5 (2) the real property that is part of a fund created or  
6 specifically authorized by the constitution of this state and that  
7 is administered by or with the assistance of the land office; and

8 (3) ~~[the real property of the Employees Retirement  
9 System of Texas;~~

10 ~~[(4) the real property of the Teacher Retirement  
11 System of Texas; and~~

12 ~~[(5)]~~ the real property located in the Capitol  
13 complex, as defined by Section 443.0071, Government Code

14 ~~[(5) the real property included in the Capitol Complex  
15 as defined by Section 411.061(a)(1), Government Code].~~

16 SECTION 4. Sections 31.156(a) and (e), Natural Resources  
17 Code, are amended to read as follows:

18 (a) The division shall review the real property inventory of  
19 each state agency annually ~~[not less than every four years, and a  
20 review shall be made during the calendar year before the agency is  
21 scheduled for abolition under the Texas Sunset Act (Chapter 325,  
22 Government Code)].~~ The division may verify the accuracy of  
23 inventory records provided by an agency.

24 (e) The ~~[In any year that the division will evaluate real  
25 property under the management and control of the Texas Military  
26 Department, the]~~ division shall notify the Texas Military  
27 Department ~~[department]~~ before the division begins an ~~[the]~~

1 evaluation of real property under the management and control of the  
2 department.

3 SECTION 5. Section 31.157(e), Natural Resources Code, is  
4 amended to read as follows:

5 (e) The final report shall be submitted to the governor, all  
6 members [~~the presiding officers of both houses~~] of the legislature,  
7 the Legislative Budget Board, and the Governor's Office of Budget,  
8 Planning, and Policy [~~governor's budget office~~] not later than  
9 September 1 of each year.

10 SECTION 6. Section 31.155(c), Natural Resources Code, is  
11 repealed.

12 SECTION 7. The change in law made by this Act applies only  
13 to a final report required to be submitted under Section 31.157,  
14 Natural Resources Code, after the effective date of this Act. A  
15 report required to be submitted on or before the effective date of  
16 this Act is governed by the law in effect immediately preceding the  
17 effective date of this Act, and that law is continued in effect for  
18 that purpose.

19 SECTION 8. This Act takes effect September 1, 2015.