

BILL ANALYSIS

Senate Research Center
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H.B. 2364
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Business & Commerce
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Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

H.B. 2364 clarifies that the Data Center Services (DCS) Program can continue to offer its customers services such as email. H.B. 2364 amends the Government Code to make state law relating to the provision of information resources through statewide technology centers applicable to electronic messaging services and outsourced managed services that are obtained by a state agency using state money, used by a state agency, or used by a participating local government.

Current law restricts the DCS Program from offering services that compete with the private telecommunications sector. While it is not the intent of the state to compete with the private sector or this bill to alter that, a need exists for correction as to what services state agencies, institutions of higher education, and local governments can purchase through the Data Center Services Program in order to provide cost savings through economies of scale.

H.B. 2364 amends current law relating to the provision of certain services through statewide technology centers.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 2054.376, Government Code, by adding Subsection (a-1), as follows:

(a-1) Provides that this subchapter (Statewide Technology Centers), notwithstanding Subsection (a) (relating to the application of this subchapter to all information resources technologies, other than certain services that are used by state agencies or participating local governments), applies to electronic messaging service and outsourced managed services that are:

- (1) obtained by a state agency using state money;
- (2) used by a state agency; or
- (3) used by a participating local government.

SECTION 2. Effective date: September 1, 2019