

1-1 By: Nelson S.B. No. 241  
 1-2 (In the Senate - Filed December 13, 2018; February 7, 2019,  
 1-3 read first time and referred to Committee on Business & Commerce;  
 1-4 March 25, 2019, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 9, Nays 0; March 25, 2019,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 241 By: Nichols

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to certain required reports received or prepared by state  
 1-22 agencies and other governmental entities.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 ARTICLE 1. REPORTS REQUIRED OF STATE AGENCIES

1-25 SECTION 1.01. Section 21.0452(b), Education Code, is  
 1-26 amended to read as follows:

1-27 (b) The board shall make available at least the following  
 1-28 information regarding each educator preparation program:

1-29 (1) the information specified in Sections 21.045(a)  
 1-30 and (b);

1-31 (2) in addition to any other appropriate information  
 1-32 indicating the quality of persons admitted to the program, the  
 1-33 average academic qualifications possessed by persons admitted to  
 1-34 the program, including:

1-35 (A) average overall grade point average and  
 1-36 average grade point average in specific subject areas; and

1-37 (B) average scores on the Scholastic Assessment  
 1-38 Test (SAT), the American College Test (ACT), or the Graduate Record  
 1-39 Examination (GRE), as applicable;

1-40 (3) the degree to which persons who complete the  
 1-41 program are successful in obtaining teaching positions;

1-42 (4) the extent to which the program prepares teachers,  
 1-43 including general education teachers and special education  
 1-44 teachers, to effectively teach:

1-45 (A) students with disabilities; and

1-46 (B) students of limited English proficiency, as  
 1-47 defined by Section 29.052;

1-48 (5) the activities offered by the program that are  
 1-49 designed to prepare teachers to:

1-50 (A) integrate technology effectively into  
 1-51 curricula and instruction, including activities consistent with  
 1-52 the principles of universal design for learning; and

1-53 (B) use technology effectively to collect,  
 1-54 manage, and analyze data to improve teaching and learning for the  
 1-55 purpose of increasing student academic achievement;

1-56 (6) for each semester, the average ratio of field  
 1-57 supervisors to candidates completing student teaching, clinical  
 1-58 teaching, or an internship in an educator preparation program;

1-59 (7) ~~the percentage of teachers employed under a~~  
 1-60 ~~standard teaching certificate within one year of completing the~~  
 1-61 ~~program;~~

2-1           ~~(8)~~ the perseverance of beginning teachers in the  
 2-2 profession, as determined on the basis of the number of beginning  
 2-3 teachers who maintain status as active contributing members in the  
 2-4 Teacher Retirement System of Texas for at least three years after  
 2-5 certification in comparison to similar programs;

2-6           (8) ~~(9)~~ the results of exit surveys given to program  
 2-7 participants on completion of the program that involve evaluation  
 2-8 of the program's effectiveness in preparing participants to succeed  
 2-9 in the classroom;

2-10           (9) ~~(10)~~ the results of surveys given to school  
 2-11 principals that involve evaluation of the program's effectiveness  
 2-12 in preparing participants to succeed in the classroom, based on  
 2-13 experience with employed program participants; and

2-14           (10) ~~(11)~~ the results of teacher satisfaction  
 2-15 surveys developed under Section 21.045 and given to program  
 2-16 participants at the end of the first year of teaching.

2-17           SECTION 1.02. Section 51.402(b), Education Code, is amended  
 2-18 to read as follows:

2-19           (b) The governing board of each institution of higher  
 2-20 education in the state shall adopt rules and regulations concerning  
 2-21 faculty academic workloads. In adopting rules under this  
 2-22 subsection, each institution shall recognize that classroom  
 2-23 teaching, basic and applied research, and professional development  
 2-24 are important elements of faculty academic workloads by giving  
 2-25 appropriate weight to each activity when determining the standards  
 2-26 for faculty academic workload. An institution may give the same or  
 2-27 different weight to each activity and to other activities  
 2-28 recognized by the institution as important elements of faculty  
 2-29 academic workloads. The established rules and regulations of each  
 2-30 institution shall be ~~reported to the coordinating board and~~  
 2-31 included in the operating budgets of each institution.

2-32           SECTION 1.03. Section 51.680(c), Education Code, is amended  
 2-33 to read as follows:

2-34           (c) It is a policy of the state that each institution of  
 2-35 higher education shall at all times ~~after August 31, 1988,~~ have a  
 2-36 current copy of its intellectual property policies that meet the  
 2-37 minimum standards set out in Subsection (a) ~~on file with the Texas~~  
 2-38 ~~Higher Education Coordinating Board or~~ posted on the institution's  
 2-39 website on the Internet in a manner available to the public. The  
 2-40 commissioner of higher education shall establish procedures for the  
 2-41 monitoring of this policy of the state.

2-42           SECTION 1.04. Section 51.751(b), Education Code, is amended  
 2-43 to read as follows:

2-44           (b) The center shall examine the efficiency of the public  
 2-45 school system and the effectiveness of instructional methods and  
 2-46 curricular programs and promote the use of successful methods and  
 2-47 programs. The center shall monitor and evaluate the implementation  
 2-48 of the accountability system under Chapters 39 and 39A ~~and provide~~  
 2-49 ~~annual progress reports to the governor, Legislative Budget Board,~~  
 2-50 ~~and commissioner of education].~~

2-51           SECTION 1.05. Section 531.028(b), Government Code, is  
 2-52 amended to read as follows:

2-53           (b) The executive commissioner shall establish a federal  
 2-54 money management system to coordinate and monitor the use of  
 2-55 federal money that is received by health and human services  
 2-56 agencies to ensure that the money is spent in the most efficient  
 2-57 manner and shall:

2-58           (1) establish priorities for use of federal money by  
 2-59 all health and human services agencies, in coordination with the  
 2-60 coordinated strategic plan established under Section 531.022 ~~and~~  
 2-61 ~~the budget prepared under Section 531.026];~~

2-62           (2) coordinate and monitor the use of federal money  
 2-63 for health and human services to ensure that the money is spent in  
 2-64 the most cost-effective manner throughout the health and human  
 2-65 services system;

2-66           (3) review and approve all federal funding plans for  
 2-67 health and human services in this state;

2-68           (4) estimate available federal money, including  
 2-69 earned federal money, and monitor unspent money;

3-1 (5) ensure that the state meets federal requirements  
3-2 relating to receipt of federal money for health and human services,  
3-3 including requirements relating to state matching money and  
3-4 maintenance of effort;

3-5 (6) transfer appropriated amounts as described by  
3-6 Section 531.0271; and

3-7 (7) ensure that each governmental entity identified  
3-8 under Section 531.022(e) has access to complete and timely  
3-9 information about all sources of federal money for health and human  
3-10 services programs and that technical assistance is available to  
3-11 governmental entities seeking grants of federal money to provide  
3-12 health and human services.

3-13 SECTION 1.06. Sections 531.421(3) and (4), Government Code,  
3-14 are amended to read as follows:

3-15 (3) ~~["Consortium" means the Texas System of Care~~  
3-16 ~~Consortium established under Subchapter C-1.~~

3-17 ~~[(4)]~~ "Systems of care services" means a comprehensive  
3-18 state system of mental health services and other necessary and  
3-19 related services that is organized as a coordinated network to meet  
3-20 the multiple and changing needs of children with severe emotional  
3-21 disturbances and their families.

3-22 SECTION 1.07. Section 531.422(c), Government Code, is  
3-23 amended to read as follows:

3-24 (c) Each community resource coordination group shall submit  
3-25 the report described by Subsection (b) to the commission  
3-26 ~~[consortium]~~. The commission ~~[consortium]~~ shall provide ~~[a~~  
3-27 ~~deadline]~~ to each group a deadline for submitting the reports that  
3-28 ~~is[. The time frame for completing the reports must be]~~ coordinated  
3-29 with any regional reviews by the commission of the delivery of  
3-30 related services.

3-31 SECTION 1.08. Section 531.423, Government Code, is amended  
3-32 to read as follows:

3-33 Sec. 531.423. SUMMARY REPORT BY COMMISSION ~~[CONSORTIUM]~~.

3-34 (a) The commission ~~[consortium]~~ shall create a summary report  
3-35 based on the evaluations in the reports submitted to the commission  
3-36 ~~[consortium]~~ by community resource coordination groups under  
3-37 Section 531.422. The commission's ~~[consortium's]~~ report must  
3-38 include recommendations for policy and statutory changes at each  
3-39 agency that is involved in the provision of systems of care services  
3-40 and the outcome expected from implementing each recommendation.

3-41 (b) The commission ~~[consortium]~~ shall coordinate, where  
3-42 appropriate, the recommendations in the report created under this  
3-43 section with recommendations in the assessment developed under  
3-44 Chapter 23 (S.B. [No.] 491), Acts of the 78th Legislature, Regular  
3-45 Session, 2003, and with the continuum of care developed under  
3-46 Section 533.040(d), Health and Safety Code [S.B. No. 490, Acts of  
3-47 the 78th Legislature, Regular Session, 2003].

3-48 (c) The commission ~~[consortium]~~ may include in the report  
3-49 created under this section recommendations for the statewide  
3-50 expansion of sites participating in the Texas System of Care and the  
3-51 integration of services provided at those sites with services  
3-52 provided by community resource coordination groups.

3-53 (d) The commission ~~[consortium]~~ shall provide a copy of the  
3-54 report created under this section to each agency for which the  
3-55 report makes a recommendation and to other agencies as appropriate.

3-56 SECTION 1.09. Section 2003.108, Government Code, is amended  
3-57 to read as follows:

3-58 Sec. 2003.108. PENDING CASE STATUS REVIEW ~~[REPORTS]~~.

3-59 ~~[(a) The office shall provide the comptroller a monthly status~~  
3-60 ~~report that lists pending cases and provides information on any~~  
3-61 ~~case that exceeds the comptroller's time lines for issuing a~~  
3-62 ~~proposal for decision or an agreed order.~~

3-63 ~~[(b)]~~ At least quarterly, the office shall review with the  
3-64 comptroller and appropriate staff of the office the status of  
3-65 pending cases under this subchapter.

3-66 ~~[(c) The office shall provide a quarterly report to the~~  
3-67 ~~comptroller on services performed by the office for the comptroller~~  
3-68 ~~under this subchapter.]~~

3-69 SECTION 1.10. Section 2054.075(b), Government Code, is

4-1 amended to read as follows:

4-2 (b) Each state agency [~~shall provide that its~~] information  
 4-3 resources manager is part of the agency's executive management and  
 4-4 reports directly [~~to a person with a title functionally equivalent~~]  
 4-5 to the executive head [~~director~~] or deputy executive head of the  
 4-6 agency [~~director~~]. Each state agency shall report to the  
 4-7 department the extent and results of its compliance with this  
 4-8 subsection and include with the report an organizational chart  
 4-9 showing the structure of the personnel in the agency's executive  
 4-10 management. The [~~, and the~~] department shall report the extent and  
 4-11 results of state agencies' compliance with this subsection to the  
 4-12 legislature.

4-13 SECTION 1.11. Section 2054.100(a), Government Code, is  
 4-14 amended to read as follows:

4-15 (a) Each state agency shall submit an operating plan to the  
 4-16 Legislative Budget Board, [~~the department,~~] the quality assurance  
 4-17 team, and the governor each state fiscal biennium in accordance  
 4-18 with the directions of the Legislative Budget Board.

4-19 SECTION 1.12. Section 2054.103, Government Code, is amended  
 4-20 to read as follows:

4-21 Sec. 2054.103. SUBMISSION OF OPERATING PLANS. Each state  
 4-22 agency shall send a copy of its biennial operating plan and of any  
 4-23 amendments to the plan, as approved by the Legislative Budget  
 4-24 Board, to the governor [~~, the department,~~] and the state auditor not  
 4-25 later than the 30th day after the date the Legislative Budget Board  
 4-26 approves the plan or amendment, as applicable.

4-27 SECTION 1.13. Sections 2054.133(c) and (f), Government  
 4-28 Code, are amended to read as follows:

4-29 (c) Not later than June 1 [~~October 15~~] of each even-numbered  
 4-30 year, each state agency shall submit a copy of the agency's  
 4-31 information security plan to the department. Subject to available  
 4-32 resources, the department may select a portion of the submitted  
 4-33 security plans to be assessed by the department in accordance with  
 4-34 department rules.

4-35 (f) Not later than November 15 [~~January 13~~] of each  
 4-36 even-numbered [~~odd-numbered~~] year, the department shall submit a  
 4-37 written report to the governor, the lieutenant governor, and each  
 4-38 standing committee of the legislature with primary jurisdiction  
 4-39 over matters related to the department evaluating information  
 4-40 security for this state's information resources. In preparing the  
 4-41 report, the department shall consider the information security  
 4-42 plans submitted by state agencies under this section, any  
 4-43 vulnerability reports submitted under Section 2054.077, and other  
 4-44 available information regarding the security of this state's  
 4-45 information resources. The department shall omit from any written  
 4-46 copies of the report information that could expose specific  
 4-47 vulnerabilities in the security of this state's information  
 4-48 resources.

4-49 SECTION 1.14. Section 2054.304(b), Government Code, is  
 4-50 amended to read as follows:

4-51 (b) Except as provided by Subsection (c), the state agency  
 4-52 must file the project plan with the quality assurance team [~~and the~~  
 4-53 ~~department~~] before the agency:

4-54 (1) spends more than 10 percent of allocated funds for  
 4-55 the project or major contract; or

4-56 (2) first issues a vendor solicitation for the project  
 4-57 or contract.

4-58 SECTION 1.15. Section 2054.515(b), Government Code, is  
 4-59 amended to read as follows:

4-60 (b) Not later than December 1 of the year in which a state  
 4-61 agency conducts the assessment under Subsection (a), the agency  
 4-62 shall report the results of the assessment to:

4-63 (1) the department; and

4-64 (2) on request, the governor, the lieutenant governor,  
 4-65 and the speaker of the house of representatives.

4-66 SECTION 1.16. Section 2056.002(d), Government Code, is  
 4-67 amended to read as follows:

4-68 (d) A state agency shall send two copies of each plan to both  
 4-69 the Legislative Reference Library and the state publications



5-1 clearinghouse of the Texas State Library and one copy each to:  
 5-2 (1) the governor;  
 5-3 (2) the lieutenant governor;  
 5-4 (3) the speaker of the house of representatives;  
 5-5 (4) the Legislative Budget Board; and  
 5-6 (5) ~~the Sunset Advisory Commission;~~  
 5-7 ~~[(6)] the state auditor[, and~~  
 5-8 ~~[(7)] the Department of Information Resources].~~

5-9 SECTION 1.17. Section 2102.009, Government Code, is amended  
 5-10 to read as follows:

5-11 Sec. 2102.009. ANNUAL REPORT. The internal auditor shall  
 5-12 prepare an annual report and submit the report before November 1 of  
 5-13 each year to the governor, the Legislative Budget Board, ~~the~~  
 5-14 ~~Sunset Advisory Commission,~~ the state auditor, the state agency's  
 5-15 governing board, and the administrator. The state auditor shall  
 5-16 prescribe the form and content of the report, subject to the  
 5-17 approval of the legislative audit committee.

5-18 SECTION 1.18. Sections 2102.0091(a), (c), and (d),  
 5-19 Government Code, are amended to read as follows:

5-20 (a) A state agency shall file with the division of the  
 5-21 governor's office responsible for budget and policy ~~[Sunset~~  
 5-22 ~~Advisory Commission, the Governor's Office of Budget, Planning, and~~  
 5-23 ~~Policy]~~, the state auditor, and the Legislative Budget Board a copy  
 5-24 of each report submitted to the state agency's governing board or  
 5-25 the administrator of the state agency if the state agency does not  
 5-26 have a governing board by the agency's internal auditor.

5-27 (c) In addition to the requirements of Subsection (a), a  
 5-28 state agency shall file with the division of the governor's office  
 5-29 responsible for budget and policy ~~[Governor's Office of Budget,~~  
 5-30 ~~Planning, and Policy]~~, the state auditor, and the Legislative  
 5-31 Budget Board any action plan or other response issued by the state  
 5-32 agency's governing board or the administrator of the state agency  
 5-33 if the state agency does not have a governing board in response to  
 5-34 the report of the state agency's internal auditor.

5-35 (d) If the state agency does not file the report as required  
 5-36 by this section, the Legislative Budget Board or the division of the  
 5-37 governor's office responsible for budget and policy ~~[Governor's~~  
 5-38 ~~Office of Budget, Planning, and Policy]~~ may take appropriate action  
 5-39 to compel the filing of the report.

5-40 SECTION 1.19. Section 2166.003(b), Government Code, is  
 5-41 amended to read as follows:

5-42 (b) Only Sections ~~[2166.104,]~~ 2166.151, 2166.152, 2166.153,  
 5-43 2166.154, 2166.155, 2166.251, and 2166.252~~[,]~~ and Subchapter H  
 5-44 apply to a construction project undertaken by or for the Texas  
 5-45 Department of Criminal Justice for the imprisonment of individuals  
 5-46 convicted of felonies other than state jail felonies.

5-47 SECTION 1.20. Section 2166.102(c), Government Code, is  
 5-48 amended to read as follows:

5-49 (c) The master facilities plan must contain:

5-50 (1) projections of the amount of administrative office  
 5-51 space and client service space needed by state agencies, including  
 5-52 the current amount of each state agency's administrative office  
 5-53 space in Travis County and identification of locations that  
 5-54 currently exceed the space limitations prescribed by Section  
 5-55 2165.104(c);

5-56 (2) an examination of the commission's efforts to  
 5-57 colocate administrative office space;

5-58 (3) an examination of the use, age, condition, and  
 5-59 economic life of state-owned buildings on the commission's  
 5-60 inventory, including a listing of all improvements and repairs that  
 5-61 have been made to the buildings with an itemized account of receipts  
 5-62 and expenditures and an estimate of needed improvements and  
 5-63 repairs;

5-64 (4) ~~[(3)]~~ an analysis, in accordance with Subchapter  
 5-65 D, of projects that have been requested by state agencies,  
 5-66 including:

5-67 (A) a brief and specific justification prepared  
 5-68 by the using agency for each project;

5-69 (B) a summary of the project analysis or, if the

6-1 analysis was not made, a statement briefly describing the method  
6-2 used to estimate costs for the project;

6-3 (C) a project cost estimate detailed enough to  
6-4 allow the budget agencies, the governor, and the legislature the  
6-5 widest possible latitude in developing policy regarding each  
6-6 project request;

6-7 (D) an estimate, prepared by the commission with  
6-8 the cooperation of both the using agency and any private design  
6-9 professional retained, of the annual cost of maintaining the  
6-10 completed project, including the estimated cost of utility  
6-11 services;

6-12 (E) an estimate, prepared by the using agency, of  
6-13 the annual cost of staffing and operating the completed project,  
6-14 excluding maintenance cost;

6-15 (F) if appropriate and with the using agency's  
6-16 approval, an indication of:

6-17 (i) the feasibility of stage construction  
6-18 of a requested project; and

6-19 (ii) the degree to which money will be  
6-20 required in the next biennium if the project is undertaken in  
6-21 stages; and

6-22 (G) the designated priority of each project to  
6-23 which a priority rating has been assigned under Section  
6-24 2166.151(c);

6-25 (5) ~~[(4)]~~ an examination of the extent to which the  
6-26 state satisfies its need for space by leasing building space;

6-27 (6) ~~[(5)]~~ an examination of state-paid operation and  
6-28 maintenance costs ~~[, including costs for telecommunications~~  
6-29 ~~services,]~~ for existing buildings owned or leased by the state;

6-30 (7) ~~[(6)]~~ a discussion of the economic and market  
6-31 conditions affecting the costs of the construction or lease of  
6-32 buildings;

6-33 (8) ~~[(7)]~~ an analysis of whether the state will  
6-34 benefit more from satisfying its needs for space by:

6-35 (A) engaging in new projects;

6-36 (B) leasing built space; or

6-37 (C) satisfying its needs in another manner;

6-38 (9) the commission's findings and recommendations  
6-39 under Section 2166.103;

6-40 (10) a summary of the commission's findings under  
6-41 Section 2166.101 on the status of state-owned buildings and current  
6-42 information on construction costs;

6-43 (11) the comprehensive capital improvement and  
6-44 deferred maintenance plan and regular updates developed under  
6-45 Section 2166.108, including the aggregate project costs for each  
6-46 state agency;

6-47 (12) ~~[(8)]~~ an examination of the amount of exempt and  
6-48 nonexempt office space under Section 2165.104(c); and

6-49 (13) ~~[(9)]~~ other information relevant to the  
6-50 long-range plan that is:

6-51 (A) considered appropriate by the commission; or

6-52 (B) requested in writing by the governor or the  
6-53 presiding officer of either house of the legislature.

6-54 SECTION 1.21. Sections 2166.103(b) and (c), Government  
6-55 Code, are amended to read as follows:

6-56 (b) The commission shall identify counties in which more  
6-57 than 50,000 square feet of usable office space is needed and make  
6-58 recommendations for meeting that need. The commission may  
6-59 recommend leasing or purchasing and renovating one or more existing  
6-60 buildings or constructing one or more buildings. ~~[The commission~~  
6-61 ~~shall include the commission's findings and recommendations in the~~  
6-62 ~~commission's master facilities plan required under Section~~  
6-63 ~~2166.102.]~~

6-64 (c) The commission may collect appropriate information it  
6-65 considers necessary for preparing its recommendations ~~[and~~  
6-66 ~~report]~~.

6-67 SECTION 1.22. Section 2166.151, Government Code, is amended  
6-68 by adding Subsection (c) to read as follows:

6-69 (c) If a using agency requests three or more projects, it

7-1 shall designate its priority rating for each project. The budget  
 7-2 agencies shall, with the commission's cooperation, develop  
 7-3 detailed instructions to implement the priority system required by  
 7-4 this subsection.

7-5 SECTION 1.23. Section 2176.005(a), Government Code, is  
 7-6 amended to read as follows:

7-7 (a) A state agency in Travis County shall periodically send  
 7-8 to the governor [~~and the legislative budget office~~] a report of its  
 7-9 progress in achieving the objectives for and the revisions of mail  
 7-10 operations established under Section 2176.004, including an  
 7-11 analysis of savings projected from the resulting improvements in  
 7-12 managing mail.

7-13 SECTION 1.24. Sections 2205.039(a) and (b), Government  
 7-14 Code, are amended to read as follows:

7-15 (a) The [~~Legislative Budget Board, in cooperation with the~~]  
 7-16 department[~~7~~] shall prescribe:

7-17 (1) a travel log form for gathering information about  
 7-18 the use of state-operated aircraft;

7-19 (2) procedures to ensure that individuals who travel  
 7-20 as passengers on or operate state-operated aircraft provide in a  
 7-21 legible manner the information requested of them by the form; and

7-22 (3) procedures for each state agency that operates an  
 7-23 aircraft for sending the form to the department [~~and the~~  
 7-24 ~~Legislative Budget Board~~].

7-25 (b) The travel log form must request the following  
 7-26 information about a state-operated aircraft each time the aircraft  
 7-27 is flown:

7-28 (1) a mission statement, which may appear as a  
 7-29 selection to be identified from general categories appearing on the  
 7-30 form;

7-31 (2) the name, state agency represented, destination,  
 7-32 and signature of each person who is a passenger or crew member of  
 7-33 the aircraft;

7-34 (3) the date of each flight;

7-35 (4) a detailed and specific description of the  
 7-36 official business purpose of each flight; and

7-37 (5) other information determined by the [~~Legislative~~  
 7-38 ~~Budget Board and the~~] department to be necessary to monitor the  
 7-39 proper use of the aircraft.

7-40 SECTION 1.25. Section 242.005(c), Health and Safety Code,  
 7-41 is amended to read as follows:

7-42 (c) The department shall submit the required report to the  
 7-43 governor and the legislature not later than March [~~October~~] 1 of  
 7-44 each year.

7-45 SECTION 1.26. The heading to Subchapter E, Chapter 386,  
 7-46 Health and Safety Code, is amended to read as follows:

7-47 SUBCHAPTER E. EVALUATION OF UTILITY COMMISSION [~~AND COMPTROLLER~~]  
 7-48 ENERGY EFFICIENCY PROGRAMS

7-49 SECTION 1.27. Section 386.205, Health and Safety Code, is  
 7-50 amended to read as follows:

7-51 Sec. 386.205. EVALUATION OF UTILITY COMMISSION [~~AND~~  
 7-52 ~~COMPTROLLER~~] ENERGY EFFICIENCY PROGRAMS. In cooperation with the  
 7-53 laboratory, the utility commission shall provide an annual report  
 7-54 to the commission that, by county, quantifies the reductions of  
 7-55 energy demand, peak loads, and associated emissions of air  
 7-56 contaminants achieved [~~from programs implemented by the state~~  
 7-57 ~~energy conservation office and~~] from programs implemented under  
 7-58 Section 39.905, Utilities Code.

7-59 SECTION 1.28. Section 388.006, Health and Safety Code, is  
 7-60 amended to read as follows:

7-61 Sec. 388.006. STATE ENERGY CONSERVATION OFFICE EVALUATION.  
 7-62 The State Energy Conservation Office annually shall provide the  
 7-63 [~~commission and the~~] laboratory with an evaluation of the  
 7-64 effectiveness of state and political subdivision energy efficiency  
 7-65 programs, including programs under this chapter. The laboratory  
 7-66 shall calculate, based on the evaluation and the forms submitted to  
 7-67 the office, the amount of energy savings and estimated reduction in  
 7-68 pollution achieved as a result of the implementation of programs.  
 7-69 The laboratory shall share the information with the commission, the

8-1 United States Environmental Protection Agency, and the Electric  
 8-2 Reliability Council of Texas to help with long-term forecasting and  
 8-3 in estimating pollution reduction.

8-4 SECTION 1.29. Section 533A.006(a), Health and Safety Code,  
 8-5 is amended to read as follows:

8-6 (a) The executive commissioner [~~department~~] shall report to  
 8-7 the Texas Medical Board any allegation received by the commission  
 8-8 [~~department~~] that a physician employed by or under contract with  
 8-9 the commission [~~department~~] in relation to services provided under  
 8-10 this title has committed an action that constitutes a ground for the  
 8-11 denial or revocation of the physician's license under Section  
 8-12 164.051, Occupations Code. The report must be made in the manner  
 8-13 provided by Section 154.051, Occupations Code.

8-14 SECTION 1.30. Section 533A.062(e), Health and Safety Code,  
 8-15 is amended to read as follows:

8-16 (e) The commission shall submit the proposed plan to the  
 8-17 Legislative Budget Board and the governor not later than October 15  
 8-18 of each even-numbered year [~~as part of the consolidated health and~~  
 8-19 ~~human services budget recommendation required under Section~~  
 8-20 ~~531.026, Government Code~~].

8-21 SECTION 1.31. Sections 555.102(c) and (d), Health and  
 8-22 Safety Code, are amended to read as follows:

8-23 (c) The inspector general shall deliver the summary report  
 8-24 to the:

- 8-25 (1) executive commissioner;
- 8-26 (2) [~~commissioner of the department,~~
- 8-27 [~~(3) commissioner of the Department of Family and~~
- 8-28 ~~Protective Services,~~
- 8-29 [~~(4) Aging and Disability Services Council,~~
- 8-30 [~~(5)] governor;~~
- 8-31 (3) [(6)] lieutenant governor;
- 8-32 (4) [(7)] speaker of the house of representatives;
- 8-33 (5) [(8)] standing committees of the senate and house
- 8-34 of representatives with primary jurisdiction over centers;
- 8-35 (6) [(9)] state auditor;
- 8-36 (7) [(10) the] independent ombudsman and the
- 8-37 assistant ombudsman for the center involved in the report; and
- 8-38 (8) [(11) the] alleged victim or the alleged victim's
- 8-39 legally authorized representative.

8-40 (d) A summary report regarding an investigation is subject  
 8-41 to required disclosure under Chapter 552, Government Code. All  
 8-42 information and materials compiled by the inspector general in  
 8-43 connection with an investigation are confidential, and not subject  
 8-44 to disclosure under Chapter 552, Government Code, and not subject  
 8-45 to disclosure, discovery, subpoena, or other means of legal  
 8-46 compulsion for their release to anyone other than the inspector  
 8-47 general or the inspector general's employees or agents involved in  
 8-48 the investigation, except that this information may be disclosed to  
 8-49 [~~the Department of Family and Protective Services,~~] the office of  
 8-50 the attorney general, the state auditor's office, and law  
 8-51 enforcement agencies.

8-52 SECTION 1.32. Section 555.103(c), Health and Safety Code,  
 8-53 is amended to read as follows:

8-54 (c) The inspector general shall submit the annual status  
 8-55 report to the:

- 8-56 (1) executive commissioner;
- 8-57 (2) [~~commissioner of the department,~~
- 8-58 [~~(3) commissioner of the Department of Family and~~
- 8-59 ~~Protective Services,~~
- 8-60 [~~(4) Aging and Disability Services Council,~~
- 8-61 [~~(5) Family and Protective Services Council,~~
- 8-62 [~~(6)] governor;~~
- 8-63 (3) [(7)] lieutenant governor;
- 8-64 (4) [(8)] speaker of the house of representatives;
- 8-65 (5) [(9)] standing committees of the senate and house
- 8-66 of representatives with primary jurisdiction over centers;
- 8-67 (6) [(10)] state auditor; and
- 8-68 (7) [(11)] comptroller.

8-69 SECTION 1.33. Section 574.014(a), Health and Safety Code,



9-1 is amended to read as follows:

9-2 (a) The clerk of each court with jurisdiction to order  
 9-3 commitment under this chapter shall provide the Office of Court  
 9-4 Administration each month with a report of the number of  
 9-5 applications for commitment orders for involuntary mental health  
 9-6 services filed with the court and the disposition of those cases,  
 9-7 including the number of commitment orders for inpatient and  
 9-8 outpatient mental health services. The Office of Court  
 9-9 Administration shall make the reported information available to the  
 9-10 Health and Human Services Commission [~~department~~] annually.

9-11 SECTION 1.34. Section 40.05275, Human Resources Code, is  
 9-12 amended to read as follows:

9-13 Sec. 40.05275. [~~ANNUAL~~] BUSINESS PLAN FOR CHILD PROTECTIVE  
 9-14 SERVICES. (a) The department shall develop and implement a [~~an~~  
 9-15 ~~annual~~] business plan for the child protective services program to  
 9-16 prioritize the department's activities and resources to improve the  
 9-17 program.

9-18 (b) The department shall coordinate with the department's  
 9-19 regional staff in developing the [~~annual~~] business plan under this  
 9-20 section.

9-21 (c) The [~~annual~~] business plan developed under this section  
 9-22 must include:

9-23 (1) long-term and short-term performance goals;

9-24 (2) identification of priority projects and ongoing  
 9-25 initiatives that are clearly linked to established goals; and

9-26 (3) a statement of staff expectations that includes  
 9-27 identification of:

9-28 (A) the person or team responsible for each  
 9-29 project;

9-30 (B) the specific tasks and deliverables  
 9-31 expected;

9-32 (C) the resources needed to accomplish each  
 9-33 project;

9-34 (D) a time frame for the completion of each  
 9-35 deliverable and project; and

9-36 (E) the expected outcome for each project and the  
 9-37 method and procedure for measuring the outcome to ensure effective  
 9-38 evaluation for each project.

9-39 (d) Not later than October 1 of each even-numbered year, the  
 9-40 department shall submit the [~~annual~~] business plan developed under  
 9-41 this section to the governor, lieutenant governor, speaker of the  
 9-42 house of representatives, and chairs of the standing committees of  
 9-43 the senate and house of representatives having primary jurisdiction  
 9-44 over child protection issues.

9-45 SECTION 1.35. The heading to Section 40.0528, Human  
 9-46 Resources Code, is amended to read as follows:

9-47 Sec. 40.0528. GOALS FOR [~~ANNUAL~~] BUSINESS PLAN FOR CHILD  
 9-48 PROTECTIVE SERVICES; REPORTING CASELOAD INFORMATION.

9-49 SECTION 1.36. Section 40.0528(a), Human Resources Code, is  
 9-50 amended to read as follows:

9-51 (a) The department shall consider the following goals in  
 9-52 developing the [~~annual~~] business plan required under Section  
 9-53 40.05275 for the child protective services program:

9-54 (1) reducing caseloads;

9-55 (2) enhancing accountability;

9-56 (3) improving the quality of investigations;

9-57 (4) eliminating delays; and

9-58 (5) ensuring the most efficient and effective use of  
 9-59 child protective services staff and resources.

9-60 SECTION 1.37. Section 114.008(a), Human Resources Code, is  
 9-61 amended to read as follows:

9-62 (a) Not later than November 1 of each even-numbered year,  
 9-63 the council shall:

9-64 (1) prepare a report summarizing requirements the  
 9-65 council identifies and recommendations for providing additional or  
 9-66 improved services to persons with autism or other pervasive  
 9-67 developmental disorders; and

9-68 (2) deliver the report to [~~the executive~~  
 9-69 ~~commissioner,~~] the governor, the lieutenant governor, and the

10-1 speaker of the house of representatives.

10-2 SECTION 1.38. Section 412.053(b), Labor Code, is amended to  
10-3 read as follows:

10-4 (b) The information shall be reported not later than the  
10-5 60th day after [~~before~~] the last day of each fiscal year.

10-6 SECTION 1.39. Section 413.0515, Labor Code, is amended to  
10-7 read as follows:

10-8 Sec. 413.0515. REPORTS OF PHYSICIAN AND CHIROPRACTOR  
10-9 VIOLATIONS. (a) If the division or the Texas Medical [~~State~~]  
10-10 Board [~~of Medical Examiners~~] discovers an act or omission by a  
10-11 physician that may constitute a felony, a misdemeanor involving  
10-12 moral turpitude, a violation of state or federal narcotics or  
10-13 controlled substance law, an offense involving fraud or abuse under  
10-14 the Medicare or Medicaid program, or a violation of this subtitle,  
10-15 the discovering agency shall report in a widely used electronic  
10-16 format that act or omission to the other agency.

10-17 (b) If the division or the Texas Board of Chiropractic  
10-18 Examiners discovers an act or omission by a chiropractor that may  
10-19 constitute a felony, a misdemeanor involving moral turpitude, a  
10-20 violation of state or federal narcotics or controlled substance  
10-21 law, an offense involving fraud or abuse under the Medicare or  
10-22 Medicaid program, or a violation of this subtitle, the discovering  
10-23 agency shall report in a widely used electronic format that act or  
10-24 omission to the other agency.

10-25 SECTION 1.40. Section 161.2111, Natural Resources Code, is  
10-26 amended to read as follows:

10-27 Sec. 161.2111. REPORT TO BOND REVIEW BOARD. When the  
10-28 Veterans' Land Board applies under Subchapter C, Chapter 1231,  
10-29 Government Code, for the Bond Review Board's approval of a bond  
10-30 issuance, or on request of the Bond Review Board, with [~~With~~]  
10-31 respect to purchases made under this chapter, the Veterans' Land  
10-32 Board shall file [~~annually~~] with the Bond Review Board a report on  
10-33 the performance of loans made by the Veterans' Land Board in  
10-34 connection with the purchases. The Bond Review Board shall review  
10-35 the reports filed by the Veterans' Land Board under this section to  
10-36 assess the performance of loans made under this chapter. The filing  
10-37 dates and the contents of the reports must comply with any rules  
10-38 adopted by the Bond Review Board.

10-39 SECTION 1.41. Section 162.003(e), Natural Resources Code,  
10-40 is amended to read as follows:

10-41 (e) When the Veterans' Land Board applies under Subchapter  
10-42 C, Chapter 1231, Government Code, for the Bond Review Board's  
10-43 approval of a bond issuance, or on request of the Bond Review Board,  
10-44 with [~~With~~] respect to loans made under the program, the Veterans'  
10-45 Land Board shall file [~~annually~~] with the Bond Review Board a report  
10-46 on the performance of the loans. The Bond Review Board shall review  
10-47 the reports filed by the Veterans' Land Board under this subsection  
10-48 to assess the performance of loans made under the program. The  
10-49 filing dates and the contents of the reports must comply with any  
10-50 rules adopted by the Bond Review Board.

10-51 SECTION 1.42. Section 13.063, Utilities Code, is amended to  
10-52 read as follows:

10-53 Sec. 13.063. ANNUAL REPORT [~~REPORTS~~]. [~~(b)~~] The office  
10-54 shall prepare annually a report on the office's activities during  
10-55 the preceding year and submit the report to the standing  
10-56 legislative committees that have jurisdiction over the office, the  
10-57 house appropriations committee, and the senate finance committee[~~7~~  
10-58 ~~and the Sunset Advisory Commission~~]. At a minimum, the report must  
10-59 include:

10-60 (1) a list of the types of activities conducted by the  
10-61 office and the time spent by the office on each activity;

10-62 (2) the number of hours billed by the office for  
10-63 representing residential or small commercial consumers in  
10-64 proceedings;

10-65 (3) the number of staff positions and the type of work  
10-66 performed by each position; and

10-67 (4) the office's rate of success in representing  
10-68 residential or small commercial consumers in appealing commission  
10-69 decisions.

11-1 SECTION 1.43. Section 17.1245, Water Code, is amended to  
11-2 read as follows:

11-3 Sec. 17.1245. EVALUATION. [~~(a)~~] In passing on an  
11-4 application for financial assistance from a retail public utility  
11-5 that provides potable water service to 3,300 or more connections,  
11-6 the board shall:

11-7 (1) evaluate for compliance with the board's best  
11-8 management practices the utility's water conservation plan  
11-9 required under Section 13.146; and

11-10 (2) issue a report to a utility detailing the results  
11-11 of the evaluation conducted under Subdivision (1).

11-12 [~~(b) Not later than January 1 of each odd-numbered year, the~~  
11-13 ~~board shall submit to the legislature a written summary of the~~  
11-14 ~~results of evaluations conducted under Subsection (a)(1).]~~

11-15 SECTION 1.44. Sections 27.0516(k) and (m), Water Code, are  
11-16 amended to read as follows:

11-17 (k) Notwithstanding Subsection (h)(3), a general permit may  
11-18 authorize the owner of an injection well authorized under  
11-19 Subsection (f)(2) or (3) to continue operating the well for the  
11-20 purpose of implementing the desalination or engineered aquifer  
11-21 storage and recovery project following completion of the  
11-22 small-scale research project, provided that:

11-23 (1) the injection well owner timely submits the  
11-24 information collected as part of the research project, including  
11-25 monitoring reports and information regarding the environmental  
11-26 impact of the well, to the commission;

11-27 (2) the injection well owner, following the completion  
11-28 of studies and monitoring adequate to characterize risks to the  
11-29 fresh water portion of the Edwards Aquifer and other fresh water  
11-30 associated with the continued operation of the well, and at least 90  
11-31 days before the date the owner initiates commercial well  
11-32 operations, files with the commission a notice of intent to  
11-33 continue operation of the well after completion of the research  
11-34 project; and

11-35 (3) the commission, based on the studies and  
11-36 monitoring[~~, the report provided by Texas State University--San~~  
11-37 ~~Marcos under Subsection (1)(2),] and any other reasonably available  
11-38 information, determines that continued operation of the injection  
11-39 well as described in the notice of intent does not pose an  
11-40 unreasonable risk to the fresh water portion of the Edwards Aquifer  
11-41 or other fresh water associated with the continued operation of the  
11-42 well.~~

11-43 (m) The commission shall make the information provided by  
11-44 the owner of the injection well under Subsection (k)(1) [~~and the~~  
11-45 ~~report provided by Texas State University--San Marcos under~~  
11-46 ~~Subsection (1)(2)] easily accessible to the public in a timely  
11-47 manner. The permit may authorize the owner of the well to continue  
11-48 operating the well following completion of the research project  
11-49 pending the determination by the commission.~~

11-50 ARTICLE 2. CONFORMING AMENDMENTS REGARDING COLONIAS PROJECTS  
11-51 ADMINISTERED BY STATE AGENCIES

11-52 SECTION 2.01. The heading to Section 51.0052, Education  
11-53 Code, is amended to read as follows:

11-54 Sec. 51.0052. APPLICATION REQUIREMENT FOR COLONIAS  
11-55 PROJECTS [REPORT TO SECRETARY OF STATE].

11-56 SECTION 2.02. Section 51.0052(d), Education Code, is  
11-57 amended to read as follows:

11-58 (d) Regarding any projects funded by an institution of  
11-59 higher education that provide assistance to colonias, the [The]  
11-60 institution of higher education shall require an applicant for the  
11-61 funds [administered by the institution] to submit to the  
11-62 institution a colonia classification number, if one exists, for  
11-63 each colonia that may be served by the project proposed in the  
11-64 application. If a colonia does not have a classification number,  
11-65 the institution of higher education may contact the secretary of  
11-66 state or the secretary of state's representative to obtain the  
11-67 classification number. On request of the institution, the  
11-68 secretary of state or the secretary of state's representative shall  
11-69 assign a classification number to the colonia.



12-1 SECTION 2.03. The heading to Section 487.060, Government  
12-2 Code, is amended to read as follows:

12-3 Sec. 487.060. APPLICATION REQUIREMENT FOR COLONIAS  
12-4 PROJECTS [REPORT TO SECRETARY OF STATE].

12-5 SECTION 2.04. Section 487.060(d), Government Code, is  
12-6 amended to read as follows:

12-7 (d) Regarding any projects funded by the department that  
12-8 serve colonias by providing water or wastewater services, paved  
12-9 roads, or other assistance, the [The] department shall require an  
12-10 applicant for the funds [administered by the department] to submit  
12-11 to the department a colonia classification number, if one exists,  
12-12 for each colonia that may be served by the project proposed in the  
12-13 application. If a colonia does not have a classification number,  
12-14 the department may contact the secretary of state or the secretary  
12-15 of state's representative to obtain a number. On request of the  
12-16 department, the secretary of state or the secretary of state's  
12-17 representative shall assign a classification number.

12-18 SECTION 2.05. The heading to Section 531.0141, Government  
12-19 Code, is amended to read as follows:

12-20 Sec. 531.0141. APPLICATION REQUIREMENT FOR COLONIAS  
12-21 PROJECTS [REPORT TO SECRETARY OF STATE].

12-22 SECTION 2.06. Section 531.0141(d), Government Code, is  
12-23 amended to read as follows:

12-24 (d) Regarding any projects funded by the commission that  
12-25 provide assistance to colonias, the [The] commission shall require  
12-26 an applicant for the funds [administered by the commission] to  
12-27 submit to the commission a colonia classification number, if one  
12-28 exists, for each colonia that may be served by the project proposed  
12-29 in the application. If a colonia does not have a classification  
12-30 number, the commission may contact the secretary of state or the  
12-31 secretary of state's representative to obtain the classification  
12-32 number. On request of the commission, the secretary of state or the  
12-33 secretary of state's representative shall assign a classification  
12-34 number to the colonia.

12-35 SECTION 2.07. The heading to Section 2306.083, Government  
12-36 Code, is amended to read as follows:

12-37 Sec. 2306.083. APPLICATION REQUIREMENT FOR COLONIAS  
12-38 PROJECTS [REPORT TO SECRETARY OF STATE].

12-39 SECTION 2.08. Section 2306.083(d), Government Code, is  
12-40 amended to read as follows:

12-41 (d) Regarding any projects funded by the department that  
12-42 provide assistance to colonias, the [The] department shall require  
12-43 an applicant for the funds [administered by the department] to  
12-44 submit to the department a colonia classification number, if one  
12-45 exists, for each colonia that may be served by the project proposed  
12-46 in the application. If a colonia does not have a classification  
12-47 number, the department may contact the secretary of state or the  
12-48 secretary of state's representative to obtain the classification  
12-49 number. On request of the department, the secretary of state or the  
12-50 secretary of state's representative shall assign a classification  
12-51 number to the colonia.

12-52 SECTION 2.09. The heading to Section 1001.033, Health and  
12-53 Safety Code, is amended to read as follows:

12-54 Sec. 1001.033. APPLICATION REQUIREMENT FOR COLONIAS  
12-55 PROJECTS [REPORT TO SECRETARY OF STATE].

12-56 SECTION 2.10. Section 1001.033(d), Health and Safety Code,  
12-57 is amended to read as follows:

12-58 (d) Regarding any projects funded by the commission that  
12-59 provide assistance to colonias, the [The] commission shall require  
12-60 an applicant for the funds [administered by the commission] to  
12-61 submit to the commission a colonia classification number, if one  
12-62 exists, for each colonia that may be served by the project proposed  
12-63 in the application. If a colonia does not have a classification  
12-64 number, the commission may contact the secretary of state or the  
12-65 secretary of state's representative to obtain the classification  
12-66 number. On request of the commission, the secretary of state or the  
12-67 secretary of state's representative shall assign a classification  
12-68 number to the colonia.

12-69 SECTION 2.11. The heading to Section 201.116,



13-1 Transportation Code, is amended to read as follows:

13-2 Sec. 201.116. APPLICATION REQUIREMENT FOR COLONIAS  
13-3 PROJECTS [REPORT TO SECRETARY OF STATE].

13-4 SECTION 2.12. Section 201.116(d), Transportation Code, is  
13-5 amended to read as follows:

13-6 (d) Regarding any projects funded by the commission that  
13-7 serve colonias by providing paved roads or other assistance, the  
13-8 [The] commission shall require an applicant for the funds  
13-9 [administered by the commission] to submit to the commission a  
13-10 colonia classification number, if one exists, for each colonia that  
13-11 may be served by the project proposed in the application. If a  
13-12 colonia does not have a classification number, the commission may  
13-13 contact the secretary of state or the secretary of state's  
13-14 representative to obtain the classification number. On request of  
13-15 the commission, the secretary of state or the secretary of state's  
13-16 representative shall assign a classification number to the colonia.

13-17 SECTION 2.13. The heading to Section 5.1781, Water Code, is  
13-18 amended to read as follows:

13-19 Sec. 5.1781. APPLICATION REQUIREMENT FOR COLONIAS PROJECTS  
13-20 [REPORT TO SECRETARY OF STATE].

13-21 SECTION 2.14. Section 5.1781(d), Water Code, is amended to  
13-22 read as follows:

13-23 (d) Regarding any projects funded by the commission that  
13-24 provide assistance to colonias, the [The] commission shall require  
13-25 an applicant for the funds [administered by the commission] to  
13-26 submit to the commission a colonia classification number, if one  
13-27 exists, for each colonia that may be served by the project proposed  
13-28 in the application. If a colonia does not have a classification  
13-29 number, the commission may contact the secretary of state or the  
13-30 secretary of state's representative to obtain the classification  
13-31 number. On request of the commission, the secretary of state or the  
13-32 secretary of state's representative shall assign a classification  
13-33 number to the colonia.

13-34 SECTION 2.15. The heading to Section 6.1565, Water Code, is  
13-35 amended to read as follows:

13-36 Sec. 6.1565. APPLICATION REQUIREMENT FOR COLONIAS PROJECTS  
13-37 [REPORT TO SECRETARY OF STATE].

13-38 SECTION 2.16. Section 6.1565(d), Water Code, is amended to  
13-39 read as follows:

13-40 (d) Regarding any projects funded by the board that serve  
13-41 colonias by providing water or wastewater services or other  
13-42 assistance, the [The] board shall require an applicant for the  
13-43 funds [administered by the board] to submit to the board a colonia  
13-44 classification number, if one exists, for each colonia that may be  
13-45 served by the project proposed in the application. If a colonia  
13-46 does not have a classification number, the board may contact the  
13-47 secretary of state or the secretary of state's representative to  
13-48 obtain the classification number. On request of the board, the  
13-49 secretary of state or the secretary of state's representative shall  
13-50 assign a classification number to the colonia.

13-51 ARTICLE 3. REPEALER AND EFFECTIVE DATE

13-52 SECTION 3.01. The following provisions are repealed:

13-53 (1) Sections 51.0052(b) and (c) and 61.506(g),  
13-54 Education Code;

13-55 (2) Sections 487.060(b) and (c), 531.0141(b) and (c),  
13-56 531.026, 2165.055, 2165.1061(f) and (h), 2166.101(d), 2166.104,  
13-57 2166.108(d), 2206.101(d), 2306.070, and 2306.083(b) and (c),  
13-58 Government Code;

13-59 (3) Sections 361.0215(d), 533.006, and 1001.033(b)  
13-60 and (c), Health and Safety Code;

13-61 (4) Sections 22.0252(b) and 101A.158, Human Resources  
13-62 Code;

13-63 (5) Sections 201.116(b) and (c), Transportation Code;  
13-64 and

13-65 (6) Sections 5.1781(b) and (c), 6.1565(b) and (c),  
13-66 26.3574(x), and 27.0516(l), Water Code.

13-67 SECTION 3.02. This Act takes effect September 1, 2019.

13-68

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