

By: Paxton

S.B. No. 1854

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the inclusion of local school health advisory councils
3 as governmental bodies for purposes of the open meetings law and the
4 public information law.

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

6 SECTION 1. Section 551.001(3), Government Code, is amended
7 to read as follows:

8 (3) "Governmental body" means:

9 (A) a board, commission, department, committee,
10 or agency within the executive or legislative branch of state
11 government that is directed by one or more elected or appointed
12 members;

13 (B) a county commissioners court in the state;

14 (C) a municipal governing body in the state;

15 (D) a deliberative body that has rulemaking or
16 quasi-judicial power and that is classified as a department,
17 agency, or political subdivision of a county or municipality;

18 (E) a school district board of trustees;

19 (F) a county board of school trustees;

20 (G) a county board of education;

21 (H) the governing board of a special district
22 created by law;

23 (I) a local workforce development board created
24 under Section 2308.253;

1 (J) a nonprofit corporation that is eligible to
2 receive funds under the federal community services block grant
3 program and that is authorized by this state to serve a geographic
4 area of the state;

5 (K) a nonprofit corporation organized under
6 Chapter 67, Water Code, that provides a water supply or wastewater
7 service, or both, and is exempt from ad valorem taxation under
8 Section 11.30, Tax Code; ~~and~~

9 (L) a joint board created under Section 22.074,
10 Transportation Code; and

11 (M) a local school health advisory council
12 established under Section 28.004, Education Code.

13 SECTION 2. Section 552.003(1), Government Code, is amended
14 to read as follows:

15 (1) "Governmental body":

16 (A) means:

17 (i) a board, commission, department,
18 committee, institution, agency, or office that is within or is
19 created by the executive or legislative branch of state government
20 and that is directed by one or more elected or appointed members;

21 (ii) a county commissioners court in the
22 state;

23 (iii) a municipal governing body in the
24 state;

25 (iv) a deliberative body that has
26 rulemaking or quasi-judicial power and that is classified as a
27 department, agency, or political subdivision of a county or

1 municipality;

2 (v) a school district board of trustees;

3 (vi) a county board of school trustees;

4 (vii) a county board of education;

5 (viii) the governing board of a special
6 district;

7 (ix) the governing body of a nonprofit
8 corporation organized under Chapter 67, Water Code, that provides a
9 water supply or wastewater service, or both, and is exempt from ad
10 valorem taxation under Section 11.30, Tax Code;

11 (x) a local workforce development board
12 created under Section 2308.253;

13 (xi) a nonprofit corporation that is
14 eligible to receive funds under the federal community services
15 block grant program and that is authorized by this state to serve a
16 geographic area of the state; ~~and~~

17 (xii) the part, section, or portion of an
18 organization, corporation, commission, committee, institution, or
19 agency that spends or that is supported in whole or in part by
20 public funds; and

21 (xiii) a local school health advisory
22 council established under Section 28.004, Education Code; and

23 (B) does not include the judiciary.

24 SECTION 3. (a) The changes in law made by this Act apply
25 only to a meeting held on or after the effective date of this Act. A
26 meeting held before the effective date of this Act is governed by
27 the law in effect immediately before the effective date of this Act,

1 and the former law is continued in effect for that purpose.

2 (b) The changes in law made by this Act apply only to a
3 request for public information received on or after the effective
4 date of this Act. A request for public information received before
5 the effective date of this Act is governed by the law in effect when
6 the request was received, and the former law is continued in effect
7 for that purpose.

8 SECTION 4. This Act takes effect September 1, 2019.