

By: Nelson

S.B. No. 2178

A BILL TO BE ENTITLED

AN ACT

relating to state fiscal matters.

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

ARTICLE 1. PUBLIC EDUCATION

SECTION 1.01. This article applies to any state agency, school, or other entity, other than an institution of higher education, that receives an appropriation under Article III of the General Appropriations Act.

SECTION 1.02. Notwithstanding any other statute of this state, each entity to which this article applies is authorized to reduce or recover expenditures by:

(1) consolidating any reports or publications the entity is required to make and filing or delivering any of those reports or publications exclusively by electronic means;

(2) extending the effective period of any license, permit, or registration the entity grants or administers;

(3) entering into a contract with another governmental entity or with a private vendor to carry out any of the entity's duties;

(4) providing that any communication between the entity and another person and any document required to be delivered to or by the entity, including any application, notice, billing statement, receipt, or certificate, may be made or delivered by e-mail or through the Internet; and

1 (5) adopting and collecting fees or charges to cover
2 any costs the entity incurs in performing its lawful functions.

3 SECTION 1.03. An employee of a state agency, school, or
4 other entity other than an institution of higher education, that
5 receives an appropriation under Article III of the General
6 Appropriations Act, is not entitled to an amount from the state for
7 expenses, per diem, travel, or salary that exceeds the amount
8 authorized for those purposes by the General Appropriations Act.

9 SECTION 1.04. An employee of a state agency, school, or
10 other entity other than an institution of higher education, that
11 receives an appropriation under Article III of the General
12 Appropriations Act, is not entitled to an amount from the state for
13 a salary, a salary supplement, office expenses or reimbursement of
14 office expenses, or travel that exceeds the amount authorized for
15 those purposes by the General Appropriations Act.

16 SECTION 1.05. An employee of an agency or other entity
17 appropriated funds under Article III of the General Appropriations
18 Act other than an institution of higher education is not entitled to
19 an amount from the state for expenses, per diem, travel, or salary
20 that exceeds the amount authorized for those purposes by the
21 General Appropriations Act.

22

23 ARTICLE 2. HEALTH AND HUMAN SERVICES

24 SECTION 2.01. This article applies to any state agency that
25 receives an appropriation under Article II of the General
26 Appropriations Act and to any program administered by any of those
27 agencies.

1 SECTION 2.02. Notwithstanding any other statute of this
2 state, each state agency to which this article applies is
3 authorized to reduce or recover expenditures by:

4 (1) consolidating any reports or publications the
5 agency is required to make and filing or delivering any of those
6 reports or publications exclusively by electronic means;

7 (2) extending the effective period of any license,
8 permit, or registration the agency grants or administers;

9 (3) entering into a contract with another governmental
10 entity or with a private vendor to carry out any of the agency's
11 duties;

12 (4) adopting additional eligibility requirements
13 consistent with federal law for persons who receive benefits under
14 any law the agency administers to ensure that those benefits are
15 received by the most deserving persons consistent with the purposes
16 for which the benefits are provided, including under the following
17 laws:

18 (A) Chapter 62, Health and Safety Code (child
19 health plan program);

20 (B) Chapter 31, Human Resources Code (temporary
21 assistance for needy families program);

22 (C) Chapter 32, Human Resources Code (Medicaid
23 program);

24 (D) Chapter 33, Human Resources Code
25 (supplemental nutrition assistance and other nutritional
26 assistance programs); and

27 (E) Chapter 533, Government Code (Medicaid

1 managed care);

2 (5) providing that any communication between the
3 agency and another person and any document required to be delivered
4 to or by the agency, including any application, notice, billing
5 statement, receipt, or certificate, may be made or delivered by
6 e-mail or through the Internet;

7 (6) adopting and collecting fees or charges to cover
8 any costs the agency incurs in performing its lawful functions; and

9 (7) modifying and streamlining processes used in:

10 (A) the conduct of eligibility determinations
11 for programs listed in Subdivision (4) of this subsection by or
12 under the direction of the Health and Human Services Commission;

13 (B) the provision of child and adult protective
14 services by the Department of Family and Protective Services;

15 (C) the provision of services for the aging and
16 disabled by the Health and Human Services Commission;

17 (D) the provision of services to children and
18 other persons with disabilities by the Health and Human Services
19 Commission;

20 (E) the provision of community health services,
21 consumer protection services, mental health services, and hospital
22 facilities and services by the Department of State Health Services;
23 and

24 (F) the provision or administration of other
25 services provided or programs operated by the Health and Human
26 Services Commission or a health and human services agency, as
27 defined by Section [531.001](#), Government Code.

1 SECTION 2.03. A health and human services employee is not
2 entitled to an amount from the state for expenses, per diem, travel,
3 or salary that exceeds the amount authorized for those purposes by
4 the General Appropriations Act.

5 SECTION 2.04. A health and human services employee is not
6 entitled to an amount from the state for a salary, a salary
7 supplement, office expenses or reimbursement of office expenses, or
8 travel that exceeds the amount authorized for those purposes by the
9 General Appropriations Act.

10 SECTION 2.05. If before implementing any provision of this
11 article a state agency determines that a waiver or authorization
12 from a federal agency is necessary for implementation of that
13 provision, the agency affected by the provision shall request the
14 waiver or authorization and may delay implementing that provision
15 until the waiver or authorization is granted.

16 ARTICLE 3. ARTICLE VII AGENCIES

17 SECTION 3.01. This article applies to any state agency that
18 receives an appropriation under Article VII of the General
19 Appropriations Act.

20 SECTION 3.02. Notwithstanding any other statute of this
21 state, each state agency to which this article applies is
22 authorized to reduce or recover expenditures by:

23 (1) consolidating any reports or publications the
24 agency is required to make and filing or delivering any of those
25 reports or publications exclusively by electronic means;

26 (2) extending the effective period of any license,
27 permit, or registration the agency grants or administers;

1 (3) entering into a contract with another governmental
2 entity or with a private vendor to carry out any of the agency's
3 duties;

4 (4) adopting additional eligibility requirements for
5 persons who receive benefits under any law the agency administers
6 to ensure that those benefits are received by the most deserving
7 persons consistent with the purposes for which the benefits are
8 provided;

9 (5) providing that any communication between the
10 agency and another person and any document required to be delivered
11 to or by the agency, including any application, notice, billing
12 statement, receipt, or certificate, may be made or delivered by
13 e-mail or through the Internet; and

14 (6) adopting and collecting fees or charges to cover
15 any costs the agency incurs in performing its lawful functions.

16 SECTION 3.03. An employee of an agency appropriated funds
17 under Article VII of the General Appropriations Act is not entitled
18 to an amount from the state for expenses, per diem, travel, or
19 salary that exceeds the amount authorized for those purposes by the
20 General Appropriations Act.

21 SECTION 3.04. An employee of an agency appropriated funds
22 under Article VII of the General Appropriations Act is not entitled
23 to an amount from the state for a salary, a salary supplement,
24 office expenses or reimbursement of office expenses, or travel that
25 exceeds the amount authorized for those purposes by the General
26 Appropriations Act.

27 SECTION 3.05. Section [201.601](#), Transportation Code, is

1 amended by adding Subsection (g) to read as follows:

2 (g) The plan must include a component that evaluates future
3 federal funding opportunities for all modes of transportation and
4 identifies actions necessary to maximize the total amount of
5 federal funds received in the future for transportation
6 improvements in this state.

7 SECTION 3.06. Subchapter H, Chapter 201, Transportation
8 Code, is amended by adding Section 201.623 to read as follows:

9 Sec. 201.623. COOPERATION WITH LOCAL PLANNING ENTITIES TO
10 MAXIMIZE FEDERAL FUNDING FOR PROJECTS. The department shall work
11 and plan with local transportation planning entities to maximize
12 the amount of federal funding awarded for projects in this state by
13 identifying and pursuing projects that are eligible for federal
14 grant programs, including the scenic byways program.

15 SECTION 3.07. Subchapter A, Chapter 623, Transportation
16 Code, is amended by adding Section 623.002 to read as follows:

17 Sec. 623.004. EVALUATION OF PERMIT FEES. (a) The
18 department shall evaluate highway use in this state by oversize or
19 overweight vehicles, calculate the cost of damage to highways in
20 this state caused by those vehicles, and determine whether:

21 (1) the fees charged for permits issued under this
22 chapter are adequate to offset the costs of damage to highways
23 caused by those vehicles and recommend any fee adjustments for the
24 permits to reflect the costs of damage to highways caused by those
25 vehicles; and

26 (2) vehicles currently exempt from permit
27 requirements under this chapter should be required to obtain a

1 permit to operate on roads or highways in this state.

2 (b) Not later than October 1 of each even-numbered year, the
3 department shall report its findings to:

4 (1) the Legislative Budget Board; and

5 (2) the governor.

6 SECTION 3.08. Section 623.077, Transportation Code, is
7 amended to read as follows:

8 Sec. 623.077. HIGHWAY MAINTENANCE FEE. (a) An applicant
9 for a permit under this subchapter, other than a permit under
10 Section 623.071(c)(3), must also pay a highway maintenance fee in
11 an amount determined according to vehicle weight and distance
12 traveled. [~~the following table:~~

[Vehicle Weight in Pounds	Fee
[80,001 to 120,000	\$150
[120,001 to 160,000	\$225
[160,001 to 200,000	\$300
[200,001 and above	\$375]

18 (b) The department shall adopt rules to implement this
19 section and establish a schedule of rates, based on miles traveled,
20 for all vehicle weight categories that provides for an increase in
21 the rates according to the weight of a vehicle.

22 (c) The department shall send each fee collected under
23 Subsection (a) to the comptroller, who shall deposit:

24 (1) 90 percent of the fee to the credit of the state
25 highway fund; and

26 (2) 10 percent of the fee to the credit of the Texas
27 Department of Motor Vehicles fund.

1 SECTION 3.09. (a) The Texas Department of Transportation
2 shall adopt rules implementing Section 623.077, Transportation
3 Code, as amended by this article, not later than January 1, 2020.

4 (b) Section 623.077(a), Transportation Code, as amended by
5 this article, applies only to an application for a permit submitted
6 under Subchapter D, Chapter 623, Transportation Code, to the Texas
7 Department of Transportation on or after January 1, 2020. An
8 application for a permit submitted before January 1, 2020, is
9 governed by the law in effect on the date the application was
10 submitted, and that law is continued in effect for that purpose.

11 ARTICLE 4. GENERAL GOVERNMENT

12 SECTION 4.01. This article applies to any state agency that
13 receives an appropriation under Article I of the General
14 Appropriations Act.

15 SECTION 4.02. Notwithstanding any other statute of this
16 state, each state agency to which this article applies is
17 authorized to reduce or recover expenditures by:

18 (1) consolidating any reports or publications the
19 agency is required to make and filing or delivering any of those
20 reports or publications exclusively by electronic means;

21 (2) extending the effective period of any license,
22 permit, or registration the agency grants or administers;

23 (3) entering into a contract with another governmental
24 entity or with a private vendor to carry out any of the agency's
25 duties;

26 (4) adopting additional eligibility requirements for
27 persons who receive benefits under any law the agency administers

1 to ensure that those benefits are received by the most deserving
2 persons consistent with the purposes for which the benefits are
3 provided;

4 (5) providing that any communication between the
5 agency and another person and any document required to be delivered
6 to or by the agency, including any application, notice, billing
7 statement, receipt, or certificate, may be made or delivered by
8 e-mail or through the Internet; and

9 (6) adopting and collecting fees or charges to cover
10 any costs the agency incurs in performing its lawful functions.

11 SECTION 4.03. An employee of an agency appropriated funds
12 under Article I of the General Appropriations Act is not entitled to
13 an amount from the state for expenses, per diem, travel, or salary
14 that exceeds the amount authorized for those purposes by the
15 General Appropriations Act.

16 SECTION 4.04. An employee of an agency appropriated funds
17 under Article I of the General Appropriations Act is not entitled to
18 an amount from the state for a salary, a salary supplement, office
19 expenses or reimbursement of office expenses, or travel that
20 exceeds the amount authorized for those purposes by the General
21 Appropriations Act.

22 SECTION 4.05. Chapter 1231, Government Code, is amended by
23 adding Subchapter G to read as follows:

24 SUBCHAPTER G. LIMIT ON STATE DEBT PAYABLE FROM GENERAL REVENUE FUND

25 Sec. 1231.151. DEFINITIONS. In this subchapter:

26 (1) "Maximum annual debt service" means the limitation
27 on annual debt service imposed by Section 49-j(a), Article III,

1 Texas Constitution.

2 (2) "State debt payable from the general revenue fund"
3 has the meaning assigned by Section 49-j(b), Article III, Texas
4 Constitution.

5 (3) "Unissued debt" means state debt payable from the
6 general revenue fund that has been authorized but not issued.

7 Sec. 1231.152. COMPUTATION OF DEBT LIMIT. In computing the
8 annual debt service in a state fiscal year on state debt payable
9 from the general revenue fund for purposes of determining whether
10 additional state debt may be authorized without exceeding the
11 maximum annual debt service, the board may employ any assumptions
12 related to unissued debt that the board determines are necessary to
13 reflect common or standard debt issuance practices authorized by
14 law, including assumptions regarding:

- 15 (1) interest rates;
- 16 (2) debt maturity; and
- 17 (3) debt service payment structures.

18 Sec. 1231.153. REPORT ON COMPUTATION. (a) The board shall
19 publish during each state fiscal year a report providing a detailed
20 description of the method used to compute the annual debt service in
21 that fiscal year on state debt payable from the general revenue fund
22 for purposes of determining whether additional state debt may be
23 authorized. The report must describe:

- 24 (1) the debt service included in the computation,
25 including debt service on issued and unissued debt;
- 26 (2) the assumptions on which the debt service on
27 unissued debt was based; and

1 (3) any other factors required by law that affect the
2 computation.

3 (b) The board may publish the report required by this
4 section as a component of any other report required by law,
5 including the annual report required by Section 1231.102, or as an
6 independent report. The board shall make the report available to
7 the public.

8 SECTION 4.06. The Bond Review Board shall publish the
9 initial report required by Section 1231.153, Government Code, as
10 added by this article, during the state fiscal year beginning
11 September 1, 2019.

12 SECTION 4.07. Subchapter A, Chapter 2176, Government Code,
13 is amended by adding Section 2176.007 to read as follows:

14 Sec. 2176.007. COMPTROLLER STUDY ON MAIL OPERATIONS. (a)
15 The comptroller shall conduct a study on the mail operations of each
16 state agency in the executive branch of state government that
17 receives an appropriation made under Article I of the General
18 Appropriations Act. The study must identify provisions of law
19 relating to the mailing requirements for the agency that impede the
20 efficient transmission and receipt of documents by the agency.

21 (b) In conducting the study, the comptroller shall
22 collaborate with other state agencies to consider the needs or
23 concerns specific to those agencies.

24 (c) Not later than November 1, 2020, the comptroller shall
25 post the findings of the study conducted under this section on the
26 comptroller's Internet website.

27 (d) This section expires September 1, 2021.

1 SECTION 4.08. Section 2054.380(b), Government Code, is
2 amended to read as follows:

3 (b) Revenue derived from the collection of fees imposed
4 under Subsection (a) may be appropriated to the department for:

5 (1) developing statewide information resources
6 technology policies and planning under this chapter and Chapter
7 2059; and

8 (2) providing shared information resources technology
9 services [~~under this chapter~~].

10 SECTION 4.09. Section 2157.068(d), Government Code, is
11 amended to read as follows:

12 (d) The department may charge a reasonable administrative
13 fee to a state agency, political subdivision of this state, or
14 governmental entity of another state that purchases commodity items
15 through the department in an amount that is sufficient to recover
16 costs associated with the administration of this section. Revenue
17 derived from the collection of fees imposed under this subsection
18 may be appropriated to the department for:

19 (1) developing statewide information resources
20 technology policies and planning [~~under Chapters 2054 and 2059~~];
21 and

22 (2) providing shared information resources technology
23 services [~~under Chapter 2054~~].

24 SECTION 4.10. Section 2170.057(d), Government Code, is
25 amended to read as follows:

26 (d) The department shall maintain in the revolving fund
27 account sufficient amounts to pay the bills of the consolidated

1 telecommunications system and the centralized capitol complex
2 telephone system. The department shall certify amounts that exceed
3 this amount to the comptroller, and the comptroller shall transfer
4 the excess amounts to the credit of the general revenue fund.

5 ARTICLE 5. FUNDS, ACCOUNTS, AND DEDICATIONS

6 SECTION 5.01. DEFINITION. In any provision of this Act
7 that does not amend current law, "state agency" means an office,
8 institution, or other agency that is in the executive branch or the
9 judicial branch of state government, has authority that is not
10 limited to a geographical portion of the state, and was created by
11 the constitution or a statute of this state. The term does not
12 include an institution of higher education as defined by Section
13 61.003, Education Code.

14 SECTION 5.02. ABOLITION OF FUNDS, ACCOUNTS, AND
15 DEDICATIONS. Except as otherwise specifically provided by this Act,
16 all funds and accounts created or re-created by an Act of the 86th
17 Legislature, Regular Session, 2019, that becomes law and all
18 dedications or rededications of revenue collected by a state agency
19 for a particular purpose by an Act of the 86th Legislature, Regular
20 Session, 2019, that becomes law are abolished on the later of August
21 31, 2019, or the date the Act creating or re-creating the fund or
22 account or dedicating or rededicating revenue takes effect.

23 SECTION 5.03. PREVIOUSLY EXEMPT DEDICATIONS, FUNDS, AND
24 ACCOUNTS. Section 5.02 of this Article does not apply to:

25 (1) statutory dedications, funds, and accounts that
26 were enacted before the 86th Legislature convened to comply with
27 requirements of state constitutional or federal law;

1 (2) dedications, funds, or accounts that remained
2 exempt from former Section 403.094(h), Government Code, at the time
3 dedications, accounts, and funds were abolished under that
4 provision;

5 (3) increases in fees or in other revenue dedicated as
6 described by this section; or

7 (4) increases in fees or in other revenue required to
8 be deposited in a fund or account described by this section.

9 SECTION 5.04. FEDERAL FUNDS. Section 5.02 of this Article
10 does not apply to funds created under an Act of the 86th
11 Legislature, Regular Session, 2019, for which separate accounting
12 is required by federal law, except that the funds shall be deposited
13 in accounts in the general revenue fund unless otherwise required
14 by federal law.

15 SECTION 5.05. TRUST FUNDS. Section 5.02 of this Article
16 does not apply to trust funds or dedicated revenue deposited to
17 trust funds created under an Act of the 86th Legislature, Regular
18 Session, 2019, except that the trust funds shall be held in the
19 state treasury, with the comptroller in trust, or outside the state
20 treasury with the comptroller's approval.

21 SECTION 5.06. BOND FUNDS. Section 5.02 of this Article does
22 not apply to bond funds and pledged funds created or affected by an
23 Act of the 86th Legislature, Regular Session, 2019, except that the
24 funds shall be held in the state treasury, with the comptroller in
25 trust, or outside the state treasury with the comptroller's
26 approval.

27 SECTION 5.07. CONSTITUTIONAL FUNDS. Section 5.02 of this

1 Act

2 does not apply to funds or accounts that would be created or
3 re-created by the Texas Constitution or revenue that would be
4 dedicated or rededicated by the Texas Constitution under a
5 constitutional amendment proposed by the 86th Legislature, Regular
6 Session, 2019, or to dedicated revenue deposited to funds or
7 accounts that would be so created or re-created, if the
8 constitutional amendment is approved by the voters.

9 SECTION 5.08. ADDITIONAL USES FOR DEDICATED FUNDS OR ACCOUNTS.

10 Section 5.02 of this Act does not apply to a newly authorized use of
11 a dedicated fund or dedicated account as provided by an Act of the
12 86th Legislature, Regular Session, 2019, to the extent:

13 (1) the fund or account was exempted from abolition by
14 an Act of the legislature that became law before January 1, 2019;
15 and

16 (2) the newly authorized use is within the scope of the
17 original dedication of the fund or account.

18 SECTION 5.09. REALLOCATION OF INTEREST ACCRUED ON CERTAIN
19 DEDICATED REVENUE. Effective September 1, 2019, Section 403.0956,
20 Government Code, is reenacted to read as follows:

21 Sec. 403.0956. REALLOCATION OF INTEREST ACCRUED ON CERTAIN
22 DEDICATED REVENUE. Notwithstanding any other law, all interest or
23 other earnings that accrue on all revenue held in an account in the
24 general revenue fund any part of which Section 403.095 makes
25 available for certification under Section 403.121 are available for
26 any general governmental purpose, and the comptroller shall deposit
27 the interest and earnings to the credit of the general revenue

1 fund. This section does not apply to:

2 (1) interest or earnings on revenue deposited in
3 accordance with Section 51.008, Education Code;

4 (2) an account that accrues interest or other earnings
5 on deposits of state or federal money the diversion of which is
6 specifically excluded by federal law;

7 (3) the lifetime license endowment account;

8 (4) the game, fish, and water safety account;

9 (5) the coastal protection account;

10 (6) the Alamo complex account; or

11 (7) the artificial reef account.

12

13 SECTION 5.10. AMENDMENT OF SECTION 403.095, GOVERNMENT
14 CODE. Effective September 1, 2019, Sections 403.095(b), (d), and
15 (f), Government Code, are amended to read as follows:

16 (b) Notwithstanding any law dedicating or setting aside
17 revenue for a particular purpose or entity, dedicated revenues that
18 on August 31, 2021 [~~2019~~], are estimated to exceed the amount
19 appropriated by the General Appropriations Act or other laws
20 enacted by the 86th [~~85th~~] Legislature are available for general
21 governmental purposes and are considered available for the purpose
22 of certification under Section 403.121.

23 (d) Following certification of the General Appropriations
24 Act and other appropriations measures enacted by the 86th [~~85th~~]
25 Legislature, the comptroller shall reduce each dedicated account as
26 directed by the legislature by an amount that may not exceed the
27 amount by which estimated revenues and unobligated balances exceed

1 appropriations. The reductions may be made in the amounts and at
2 the times necessary for cash flow considerations to allow all the
3 dedicated accounts to maintain adequate cash balances to transact
4 routine business. The legislature may authorize, in the General
5 Appropriations Act, the temporary delay of the excess balance
6 reduction required under this subsection. This subsection does not
7 apply to revenues or balances in:

8 (1) funds outside the treasury;

9 (2) trust funds, which for purposes of this section
10 include funds that may or are required to be used in whole or in part
11 for the acquisition, development, construction, or maintenance of
12 state and local government infrastructures, recreational
13 facilities, or natural resource conservation facilities;

14 (3) funds created by the constitution or a court; or

15 (4) funds for which separate accounting is required by
16 federal law.

17 (f) This section expires September 1, 2021 [~~2019~~].

18 SECTION 5.11. AMENDMENT OF SECTION 504.6012,
19 TRANSPORTATION CODE. Effective September 1, 2019, Section
20 504.6012, Transportation Code, is amended to read as follows:

21 Sec. 504.6012. ELIMINATION OF DEDICATED REVENUE ACCOUNTS;
22 REVENUES IN TRUST. (a) Notwithstanding any other law, not later
23 than September 30, 2019 [~~2015~~], the comptroller shall eliminate all
24 dedicated accounts established for specialty license plates and
25 shall set aside the balances of those dedicated accounts so that the
26 balances may be appropriated only for the purposes intended as
27 provided by the dedications.

1 (b) On and after September 1, 2019 [~~2015~~], the portion of a
2 fee payable that is designated for deposit to a dedicated account
3 shall be paid instead to the credit of an account in a trust fund
4 created by the comptroller outside the general revenue fund. The
5 comptroller shall administer the trust fund and accounts and may
6 allocate the corpus and earnings on each account only in accordance
7 with the dedications of the revenue deposited to the trust fund
8 accounts.

9 SECTION 5.10. EFFECT OF ACT.

10 (a) This Act prevails over any other Act of the 86th
11 Legislature, Regular Session, 2019, regardless of the relative
12 dates of enactment, that purports to create or re-create a special
13 fund or account or to dedicate or rededicate revenue to a particular
14 purpose, including any fund, account, or revenue dedication
15 abolished under former Section 403.094, Government Code.

16 (b) An exemption from the application of Section 403.095,
17 Government Code, contained in another Act of the 86th Legislature,
18 Regular Session, 2019, that is exempted from the application of
19 Section 2 of this Act has no effect.

20 (c) Revenue that, under the terms of another Act of the 86th
21 Legislature, Regular Session, 2019, would be deposited to the
22 credit of a special account or fund shall be deposited to the credit
23 of the undedicated portion of the general revenue fund unless the
24 fund, account, or dedication is exempted under this Act.

25

26 ARTICLE 6. EFFECTIVE DATE.

27 SECTION 6.01. This Act takes effect immediately if it

1 receives a vote of two-thirds of all the members elected to each
2 house, as provided by Section 39, Article III, Texas Constitution.
3 If this Act does not receive the vote necessary for immediate
4 effect, this Act takes effect on the 91st day after the last day of
5 the legislative session.