

SENATE AMENDMENTS

2nd Printing

By: Metcalf, Oliverson, et al.

H.B. No. 2325

A BILL TO BE ENTITLED

AN ACT

relating to providing information and communication regarding and during a disaster.

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

SECTION 1. Subchapter C, Chapter 418, Government Code, is amended by adding Sections 418.054, 418.055, 418.056, 418.057, 418.058, and 418.059 to read as follows:

Sec. 418.054. COORDINATING 9-1-1 TEXT MESSAGE CAPABILITY.
The division, in consultation with the Texas A&M AgriLife Extension Service, shall coordinate state and local government efforts to make 9-1-1 emergency service capable of receiving text messages from a cellular telephone or other wireless communication device.

Sec. 418.055. SOCIAL MEDIA USE DURING AND AFTER DISASTERS.
The division, in consultation with any state agency or private entity the division determines is appropriate, shall develop standards for the use of social media as a communication tool by governmental entities during and after a disaster. The standards must:

(1) require state agencies, political subdivisions, first responders, and volunteers that use social media during and after a disaster to post consistent and clear information;

(2) optimize the effectiveness of social media use during and after a disaster; and

(3) require that certain official social media

1 accounts be used during and after a disaster only for providing
2 credible sources of information.

3 Sec. 418.056. DISASTER MOBILE APPLICATION. (a) The
4 division shall develop a mobile application for wireless
5 communication devices to communicate critical information during a
6 disaster directly to disaster victims and first responders.

7 (b) The mobile application may provide information on:

8 (1) road and weather conditions during a disaster; and

9 (2) disaster response and recovery activities.

10 Sec. 418.057. DISASTER WEB PORTAL. The division shall
11 develop a comprehensive disaster web portal. The web portal must:

12 (1) provide disaster information to the public,
13 including information on programs and services available to
14 disaster victims and funding for and expenditures of disaster
15 assistance programs;

16 (2) include information on disaster response and
17 recovery activities; and

18 (3) provide information on obtaining assistance from
19 the Federal Emergency Management Agency, state agencies, organized
20 volunteer groups, and any other entities providing disaster
21 assistance.

22 Sec. 418.058. USE OF DATA ANALYTICS IN DISASTER MANAGEMENT.
23 To the extent feasible, the division shall use data analytics
24 software to integrate data from federal, state, local, and
25 nongovernmental sources to more effectively manage disaster
26 response and recovery.

27 Sec. 418.059. STUDY ON STANDARD COMMUNICATION FORMAT. (a)

1 To improve the state's response to disasters, the division shall
2 conduct a study on the use of a standard communication format by
3 first responders to create a common interoperable operating
4 framework during a disaster. The study must:

5 (1) examine the costs and benefits of promoting the
6 use of a standard communication format to create a comprehensive
7 common operating framework that is interoperable across networks;

8 (2) identify any costs that first responders may incur
9 in acquiring equipment complying with a standard communication
10 format; and

11 (3) identify necessary actions to adopt a standard
12 communication format.

13 (b) Not later than September 1, 2020, the division shall
14 submit to the governor, lieutenant governor, and members of the
15 legislature a report on the findings of the study.

16 (c) This section expires December 1, 2020.

17 SECTION 2. Subchapter F, Chapter 418, Government Code, is
18 amended by adding Section 418.127 to read as follows:

19 Sec. 418.127. DISASTER PREPAREDNESS COMMUNITY OUTREACH. To
20 the extent practicable, the following entities shall conduct
21 community outreach, including public awareness campaigns, and
22 education activities on disaster preparedness each year:

23 (1) municipalities and counties;

24 (2) the department, including the division;

25 (3) the Texas Education Agency;

26 (4) the office of the comptroller;

27 (5) the Texas Department of Insurance;

- 1 (6) the Texas Department of Transportation;
2 (7) the Texas Department of Housing and Community
3 Affairs;
4 (8) the Health and Human Services Commission; and
5 (9) the Department of State Health Services.

6 SECTION 3. Subchapter H, Chapter 418, Government Code, is
7 amended by adding Section 418.193 to read as follows:

8 Sec. 418.193. LOCAL EMERGENCY ASSISTANCE REGISTRY PLANS.

9 (a) In this section, "emergency assistance registry" means the
10 registry maintained by the division that provides local emergency
11 planners and emergency responders with additional information on
12 the needs of certain individuals in their communities.

13 (b) An emergency management director described by Section
14 418.1015 shall develop a plan to use information from the emergency
15 assistance registry during the political subdivision's response to
16 a disaster. The emergency management director shall publish the
17 plan on:

- 18 (1) the political subdivision's Internet website; and
19 (2) the department's Internet website in accordance
20 with Subsection (c).

21 (c) The division shall develop a process by which a plan
22 developed by an emergency management director under Subsection (b)
23 may be published to the department's Internet website. The
24 division shall establish a designated area on the department's
25 Internet website for the public to view the plan.

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

ADOPTED

MAY 21 2019

Letty Shaw
Secretary of the Senate

By: Hancock

H.B. No. 2325

Substitute the following for __.B. No. ____:

By: Kelly Harmon

C.S. H.B. No. 2325

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2 credible sources of information.

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19 the Federal Emergency Management Agency, state agencies, organized
20 volunteer groups, and any other entities providing disaster
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6 use of a standard communication format to create a comprehensive
7 common operating framework that is interoperable across networks;

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9 in acquiring or upgrading equipment or services complying with a
10 standard communication format; and

11 (3) identify necessary actions to adopt a standard
12 communication format.

13 (b) Not later than September 1, 2020, the division shall
14 submit to the governor, lieutenant governor, and members of the
15 legislature a report on the findings of the study.

16 (c) This section expires December 1, 2020.

17 SECTION 2. Subchapter F, Chapter 418, Government Code, is
18 amended by adding Section 418.127 to read as follows:

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20 the extent practicable, the following entities shall conduct
21 community outreach, including public awareness campaigns, and
22 education activities on disaster preparedness each year:

23 (1) municipalities and counties;

24 (2) the department, including the division;

25 (3) the Texas Education Agency;

26 (4) the office of the comptroller;

27 (5) the Texas Department of Insurance;

1 (6) the Texas Department of Transportation;
2 (7) the Texas Department of Housing and Community
3 Affairs;
4 (8) the Health and Human Services Commission; and
5 (9) the Department of State Health Services.

6 SECTION 3. Subchapter H, Chapter 418, Government Code, is
7 amended by adding Sections 418.193 and 418.194 to read as follows:

8 Sec. 418.193. PURCHASE OF INFORMATION TECHNOLOGY COMMODITY
9 ITEMS FOR DISASTER PURPOSES. A public safety entity, as defined by
10 47 U.S.C. Section 1401, or a county hospital, public hospital, or
11 hospital district may purchase commodity items through the
12 Department of Information Resources in accordance with Section
13 2157.068 if the public safety entity, hospital, or hospital
14 district finds that the purchase of those commodity items will
15 assist the public safety entity, hospital, or hospital district in
16 providing disaster education or preparing for a disaster.

17 Sec. 418.194. CONTRACTS WITH CERTAIN ENTITIES FOR DISASTER
18 PURPOSES. (a) In this section, "consolidated telecommunications
19 system" has the meaning assigned by Section 2170.001(a).

20 (b) A public safety entity, as defined by 47 U.S.C. Section
21 1401, or a governmental entity of another state may contract with
22 the Department of Information Resources for use of the consolidated
23 telecommunications system in accordance with Section 2170.004 if
24 the public safety entity or governmental entity finds that the use
25 of the consolidated telecommunications system will assist the
26 entity in providing disaster education or preparing for a disaster.

27 SECTION 4. Section 531.0312(a), Government Code, is amended

1 to read as follows:

2 (a) The Texas Information and Referral Network at the
3 commission is the program responsible for the development,
4 coordination, and implementation of a statewide information and
5 referral network that integrates existing community-based
6 structures with state and local agencies. The network must:

7 (1) include information relating to transportation
8 services provided to clients of state and local agencies;

9 (2) be capable of assisting with statewide disaster
10 response and emergency management, including through the use of
11 interstate agreements with out-of-state call centers to ensure
12 preparedness and responsiveness;

13 (3) include technology capable of communicating with
14 clients of state and local agencies using electronic text
15 messaging; and

16 (4) include a publicly accessible Internet-based
17 system to provide real-time, searchable data about the location and
18 number of clients of state and local agencies using the system and
19 the types of requests made by the clients.

20 SECTION 5. Section 2157.068(j), Government Code, is amended
21 to read as follows:

22 (j) The following entities may purchase commodity items
23 through the department, and be charged a reasonable administrative
24 fee, as provided by this section:

25 (1) the Electric Reliability Council of Texas;

26 (2) the Lower Colorado River Authority;

27 (3) a private school, as defined by Section 5.001,

1 Education Code;

2 (4) a private or independent institution of higher
3 education, as defined by Section 61.003, Education Code; ~~or~~

4 (5) a volunteer fire department, as defined by Section
5 152.001, Tax Code;

6 (6) subject to Section 418.193, a public safety
7 entity, as defined by 47 U.S.C. Section 1401; or

8 (7) subject to Section 418.193, a county hospital,
9 public hospital, or hospital district.

10 SECTION 6. Section 2170.004, Government Code, is amended to
11 read as follows:

12 Sec. 2170.004. CONTRACTS WITH ENTITIES OTHER THAN STATE
13 AGENCIES. The department may contract for use of the consolidated
14 telecommunications system with:

15 (1) each house of the legislature;

16 (2) a legislative agency;

17 (3) an agency that is not a state agency as defined by
18 Section 2151.002;

19 (4) a political subdivision, including a county,
20 municipality, or district;

21 (5) a private institution of higher education
22 accredited by a recognized accrediting agency, as defined by
23 Section 61.003, Education Code, that:

24 (A) engages in distance learning, as defined by
25 Section 57.021, Utilities Code; and

26 (B) receives federal funds for distance learning
27 initiatives; ~~and~~

1 (6) an assistance organization, as defined by Section
2 2175.001;

3 (7) subject to Section 418.194, a public safety
4 entity, as defined by 47 U.S.C. Section 1401; and

5 (8) subject to Section 418.194, a governmental entity
6 of another state.

7 SECTION 7. This Act takes effect September 1, 2019.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 21, 2019

TO: Honorable Dennis Bonnen, Speaker of the House, House of Representatives

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB2325 by Metcalf (Relating to information and communication of governmental and other entities regarding disasters and health and human services.), **As Passed 2nd House**

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| No significant fiscal implication to the State is anticipated. |
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It is assumed that the provisions of the bill relating to information and communication of governmental and other entities regarding disasters and health and human services could be absorbed using existing resources.

Local Government Impact

According to the Texas Municipal League, no significant fiscal implication to cities is anticipated.

Harris County anticipates a fiscal impact, but the amount cannot be determined at this time.

Aransas County anticipates a fiscal impact of \$124,137 in the first year and between \$111,609 and \$117,156 annually thereafter due to additional staff, a one-time capital purchase, and recurring operating costs.

Source Agencies: 304 Comptroller of Public Accounts, 313 Department of Information Resources, 332 Department of Housing and Community Affairs, 405 Department of Public Safety, 454 Department of Insurance, 529 Health and Human Services Commission, 537 State Health Services, Department of, 555 Texas A&M AgriLife Extension Service, 576 Texas A&M Forest Service, 601 Department of Transportation, 701 Texas Education Agency, 710 Texas A&M University System Administrative and General Offices, 716 Texas A&M Engineering Extension Service

LBB Staff: WP, SD, CLo, AI, SMi, NA, CW, LBO, CP, AF, TG

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 10, 2019

TO: Honorable Kelly Hancock, Chair, Senate Committee on Business & Commerce

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB2325 by Metcalf (Relating to information and communication of governmental and other entities regarding disasters and health and human services.), **Committee Report 2nd House, Substituted**

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LBB Staff: WP, CLo, AI, SMi, NA, CW, LBO, CP, AF, TG

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 29, 2019

TO: Honorable Kelly Hancock, Chair, Senate Committee on Business & Commerce

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB2325 by Metcalf (Relating to providing information and communication regarding and during a disaster.), **As Engrossed**

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LBB Staff: WP, CLo, LBO, AI, SMi, CP, AF, TG

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 3, 2019

TO: Honorable Poncho Nevárez, Chair, House Committee on Homeland Security & Public Safety

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB2325 by Metcalf (relating to providing information and communication regarding and during a disaster.), **Committee Report 1st House, Substituted**

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LBB Staff: WP, LBO, AI, SMi, CP, AF, TG

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

March 19, 2019

TO: Honorable Poncho Nevárez, Chair, House Committee on Homeland Security & Public Safety

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB2325 by Metcalf (Relating to providing information and communication regarding and during a disaster.), **As Introduced**

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