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21 May-19 AM 09:22
HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: King of Hemphill

1 Amend S.B. No. 703 (house committee report) by adding the
2 following appropriately numbered SECTION to the bill and
3 renumbering the SECTIONS of the bill accordingly:

4 SECTION _____. Chapter 12, Agriculture Code, is amended by
5 adding Section 12.00251 to read as follows:

6 Sec. 12.00251. FOOD AND NUTRITION DIVISION EFFICIENCY
7 AUDIT. (a) For purposes of this section, "efficiency audit" means
8 an investigation of the operations of the department's food and
9 nutrition division by the state auditor to examine fiscal
10 management, efficiency, and outcomes for children and families
11 served by the department's public school food and nutrition
12 programs, including consistency and quality of communications with
13 stakeholders and the utilization of federal resources.

14 (b) During the state fiscal year ending August 31, 2022, and
15 every fourth year after that date, the state auditor shall conduct
16 an efficiency audit.

17 (c) In a year in which an efficiency audit is completed as
18 required by this section, the efficiency audit may satisfy, to the
19 extent applicable, the department's annual internal audit
20 requirements under Chapter 2102, Government Code.

21 (d) The department shall pay the costs associated with an
22 efficiency audit required under this section using money
23 appropriated for administrative and internal audit operations in
24 the state fiscal year the audit is conducted.

25 (e) If the department fails to pay the costs associated with
26 an efficiency audit as required by Subsection (d), the amount
27 appropriated to the department by the legislature for the next
28 state fiscal biennium may not exceed the department's baseline
29 budget.

1 (f) Not later than March 1 of the state fiscal year in which
2 an efficiency audit is required under this section, the state
3 auditor and commissioner, in collaboration with the food and
4 nutrition division of the department, shall assess and recommend
5 improvements to the efficiency of services and communications with
6 stakeholders associated and involved with the department's food and
7 nutrition programs.

8 (g) The state auditor shall complete the efficiency audit
9 not later than the 90th day after the date the audit is initiated.

10 (h) The state auditor and commissioner, in collaboration
11 with public schools and other food and nutrition program
12 stakeholders, shall establish the scope of the efficiency audit and
13 determine the areas of investigation for the audit, including:

14 (1) reviewing the department's resources to determine
15 whether they are being used effectively and efficiently to achieve
16 desired outcomes for rural and urban school districts;

17 (2) reviewing the quality, choice, and nutritional
18 balance of food prepared and provided to children and the impact to
19 rural and urban families served by the food and nutrition division
20 of the department;

21 (3) identifying cost savings or reallocations of
22 resources; and

23 (4) identifying opportunities for improving services
24 through consolidation of essential functions, outsourcing, and
25 elimination of duplicative efforts.

26 (i) Not later than November 1 of the calendar year an
27 efficiency audit is conducted, the state auditor shall prepare and
28 submit a report of the audit and recommendations for efficiency
29 improvements to the governor, the Legislative Budget Board, the
30 commissioner, and the chairs of the standing committees of the
31 senate and house of representatives with primary jurisdiction over

1 the department.