

Amend **CSHB 1** (house committee printing) as follows:

(1) In Article I of the bill, add the following appropriately numbered rider after the appropriations to the Facilities Commission (page I-49):

____. Report on Leasing State Property for Private Use. (a) Out of the funds appropriated above, the Texas Facilities Commission shall conduct a study to assess the feasibility of leasing to artists for the practice and performance of their arts available spaces in state agency buildings or on state agency property.

(b) In conducting the study, the Texas Facilities Commission shall consider with respect to buildings or property of state agencies:

(1) the types of spaces in the buildings or on the property that are appropriate for leasing;

(2) the location of each building or property with a space identified as potentially available for lease;

(3) the times each identified space would be available for lease;

(4) the persons to whom each identified space may be leased;

(5) any disadvantages to leasing each identified space, including sensitive surroundings or information that may be at risk during the lease;

(6) the fair market value for leasing each identified space;

(7) any tax implications for accepting a lease payment from a private business for private use of each identified space;

(8) the use limitations that may need to be included in a lease agreement for each identified space;

(9) security measures that hinder or enhance the availability or value of each identified space; and

(10) any other issue that would negatively impact or prohibit leasing each identified space.

(c) The study must identify:

(1) the criteria used to determine the feasibility of leasing each space identified as available for lease;

(2) the measures instituted to avoid viewpoint bias or other possible biases in the selection of a lease holder;

(3) the authorized uses of lease income by state agencies to benefit each agency offering space for lease; and

(4) the reasons a state agency would be authorized to decline to lease space at the agency.

(d) In conducting the study, the Texas Facilities Commission shall coordinate with the Texas Commission on the Arts.

(e) Not later than December 2, 2024, the Texas Facilities Commission shall submit to each member of the legislature a report that includes the results of the study conducted under this rider and any recommendations of the commission related to the study and statutory changes necessary to authorize leasing space to artists for the practice and performance of their arts at state agencies and public institutions of higher education.

(2) In Article III of the bill, add the following appropriately numbered rider after the appropriations to the Higher Education Coordinating Board (page III-65):

_____. Report on Leasing Property of Public Institutions of Higher Education for Private Use. (a) Out of funds appropriated above, the Texas Higher Education Coordinating Board shall conduct a study to assess the feasibility of leasing to artists for the practice and performance of their arts available spaces in buildings or property of public institutions of higher education in this state.

(b) In conducting the study, the Texas Higher Education Coordinating Board shall consider with respect to buildings or property of public institutions of higher education in this state:

(1) the types of spaces that are appropriate for leasing;

(2) the location of each building or property with a space identified as potentially available for lease;

(3) the times each identified space would be available for lease;

(4) the persons to whom each identified space may be leased;

(5) any disadvantages to leasing each identified

space, including sensitive surroundings or information that may be at risk during the lease;

(6) the fair market value for leasing each identified space;

(7) any tax implications for accepting a lease payment from a private business for private use of each identified space;

(8) the use limitations that may need to be included in a lease agreement for each identified space;

(9) security measures that hinder or enhance the availability or value of each identified space; and

(10) any other issue that would negatively impact or prohibit leasing each identified space.

(c) The study must identify:

(1) the criteria used to determine the feasibility of leasing each space identified as available for lease;

(2) the measures instituted to avoid viewpoint bias or other possible biases in the selection of a lease holder;

(3) the authorized uses of lease income by public institutions of higher education to benefit each institution offering space for lease; and

(4) the reasons a public institution of higher education would be authorized to decline to lease space at the institution.

(d) In conducting the study, the Texas Higher Education Coordinating Board shall coordinate with the Texas Commission on the Arts.

(e) Not later than December 2, 2024, the Texas Higher Education Coordinating Board shall submit a report to each member of the legislature that includes the results of the study conducted under this rider and any recommendations of the board related to the study and statutory changes necessary to authorize leasing space to artists for the practice and performance of their arts at public institutions of higher education in this state.