

By: Kolkhorst

S.B. No. 1119

A BILL TO BE ENTITLED

AN ACT

relating to studies of buildings and facilities owned, leased, or otherwise occupied by this state.

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

SECTION 1. Chapter 2165, Government Code, is amended by adding Subchapter C-1 to read as follows:

SUBCHAPTER C-1. STUDY OF SPACE BY LEGISLATIVE BUDGET BOARD

Sec. 2165.121. DEFINITION. In this subchapter, "state agency" includes a legislative agency.

Sec. 2165.122. STUDY. Not later than September 1, 2024, and the September 1 occurring every six years after that date, the Legislative Budget Board shall study and report to the legislature:

(1) how much money the state is spending on leased space for state agencies;

(2) the possibilities of moving personnel out of leased space into existing state-owned space;

(3) any efficiencies or cost savings that may be achieved by consolidating personnel and resources into existing state-owned space;

(4) any efficiencies or cost savings that may be achieved by consolidating personnel and resources into existing leased space, if no state-owned space is available;

(5) the impact of any consolidation described by Subdivisions (3) and (4) on the state's insurable assets; and

1 (6) the potential benefits of maintaining a
2 comprehensive, regularly updated database of all buildings and
3 facilities owned, leased, or otherwise occupied by the state.

4 Sec. 2165.123. IDENTIFICATION OF CONSOLIDATION
5 OPPORTUNITIES. Based on a report required by Section 2165.122,
6 each state agency shall identify opportunities for the
7 consolidation of personnel and resources into space owned by this
8 state, or if state-owned space is not available, into space leased
9 by this state.

10 SECTION 2. (a) In this section:

11 (1) "Capitol Complex" has the meaning assigned by
12 Section [411.061](#), Government Code.

13 (2) "Institution of higher education" has the meaning
14 assigned by Section [61.003](#), Education Code.

15 (b) The Legislative Budget Board shall conduct an interim
16 study on the buildings and facilities owned, leased, or otherwise
17 occupied by this state and develop a statewide strategy to ensure
18 that the buildings and facilities are adequately utilized.

19 (c) The Legislative Budget Board shall collect the
20 information required by this section from each state agency and
21 institution of higher education that has charge and control of a
22 building or facility and require each agency and institution to
23 submit the information to the board by a date prescribed by the
24 board. The board shall coordinate with the following entities to
25 collect the information:

26 (1) the comptroller of public accounts;

27 (2) the state auditor's office;

- 1 (3) the State Office of Risk Management;
- 2 (4) the General Land Office;
- 3 (5) the Texas Facilities Commission;
- 4 (6) the Texas Higher Education Coordinating Board; and
- 5 (7) any other state agency.

6 (d) For each building or facility owned, leased, or
7 otherwise occupied, solely or in part, by a state agency other than
8 an institution of higher education, the Legislative Budget Board
9 shall obtain the following information:

10 (1) the name of the state agency that has charge and
11 control of the building or facility;

12 (2) whether the building or facility is owned or
13 leased, solely or in part, by the state agency, or if not owned or
14 leased, the arrangement under which the building or facility is
15 otherwise occupied;

16 (3) the name or number of the building or facility;

17 (4) the address and geographic coordinates of the
18 building or facility;

19 (5) the number of stories and the total square footage
20 of the building or facility;

21 (6) the amount of available square footage in the
22 building or facility for working personnel, the storage of
23 resources, or any other useable purpose identified by the agency;

24 (7) the amount of square footage used in the building
25 or facility for a purpose described by Subdivision (6) of this
26 subsection, expressed as a percent of the total square footage;

27 (8) if the building or facility changed occupants on

1 or after December 31, 2019:

2 (A) with respect to a new occupant:

3 (i) the location formerly occupied;

4 (ii) the amount of square footage used at
5 the formerly occupied location; and

6 (iii) the amount of square footage used at
7 the building or facility; and

8 (B) with respect to a former occupant:

9 (i) the location to which the former
10 occupant moved;

11 (ii) the amount of square footage formerly
12 used at the building or facility; and

13 (iii) the amount of square footage used at
14 the newly occupied location; and

15 (9) if the building or facility is located in the
16 Capitol Complex, a description of the continuity of government
17 operation plans to conduct business in alternate sites outside of
18 the Capitol Complex in the event of a disaster or other emergency.

19 (e) The Legislative Budget Board shall collect the real
20 property data of an institution of higher education from the Texas
21 Higher Education Coordinating Board, as the data is reported to
22 that board, including, for each building or facility owned, leased,
23 or otherwise occupied by the institution:

24 (1) the name of the institution that has charge and
25 control of the building or facility, including the number assigned
26 to the institution by the Federal Interagency Committee on
27 Education;

1 (2) whether the building or facility is owned or
2 leased, solely or in part, by the institution, or if not owned or
3 leased, the arrangement under which the building or facility is
4 otherwise occupied;

5 (3) the name or number of the building or facility;

6 (4) the address and geographic coordinates of the
7 building or facility;

8 (5) the number of stories and the total square footage
9 of the building or facility;

10 (6) the amount of available square footage in the
11 building or facility for working personnel, the storage of
12 resources, or any other useable purpose identified by the
13 institution;

14 (7) the amount of square footage used in the building
15 or facility for a purpose described by Subdivision (6) of this
16 subsection, expressed as a percent of the total square footage;

17 (8) if the building or facility changed occupants on
18 or after December 31, 2019:

19 (A) with respect to a new occupant:

20 (i) the location formerly occupied;

21 (ii) the amount of square footage used at
22 the formerly occupied location; and

23 (iii) the amount of square footage used at
24 the building or facility; and

25 (B) with respect to a former occupant:

26 (i) the location to which the former
27 occupant moved;

1 (ii) the amount of square footage formerly
2 used at the building or facility; and

3 (iii) the amount of square footage used at
4 the newly occupied location; and

5 (9) if the building or facility is located in the
6 Capitol Complex, a description of the continuity of government
7 operation plans to conduct business in alternate sites outside of
8 the Capitol Complex in the event of a disaster or other emergency.

9 (f) On request by the Legislative Budget Board, the Texas
10 Facilities Commission shall provide clarifying information under
11 Subsections (d) and (e) of this section, including information on
12 buildings that house multiple state agencies and other related
13 matters. The Texas Facilities Commission shall provide the
14 information to the Legislative Budget Board by the date prescribed
15 by the board.

16 (g) Not later than June 1, 2024, the Legislative Budget
17 Board shall consolidate the information collected under
18 Subsections (d), (e), and (f) of this section and enter the
19 information into a single database accessible by the legislature
20 and all state agencies and institutions of higher education.

21 (h) The Legislative Budget Board shall conduct the study
22 required by Subsection (b) of this section and report the board's
23 findings and recommendations to the legislature not later than
24 September 1, 2024. The report must include a statewide strategy
25 that will ensure all property owned, leased, or otherwise occupied
26 by the state is adequately utilized.

27 (i) The Legislative Budget Board, State Office of Risk

1 Management, and Texas Facilities Commission shall produce maps
2 identifying the locations of the buildings and facilities owned,
3 leased, or otherwise occupied by state agencies and institutions of
4 higher education across this state.

5 (j) The maps produced under Subsection (i) of this section
6 are excepted from disclosure under Section 552.021, Government
7 Code.

8 (k) The Legislative Budget Board may consolidate the study
9 and report required by this section with any report required of the
10 board by law regarding the allocation and use of space by state
11 agencies.

12 (l) Based on the report required by this section, each
13 state agency shall identify opportunities for the consolidation of
14 personnel and resources into space owned by this state, or if
15 state-owned space is not available, into space leased by this
16 state.

17 (m) This section expires September 1, 2025.

18 SECTION 3. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2023.