

AN ACT

relating to a reduction in expenditures of certain state governmental entities, including changes affecting the Commission on Human Rights, attorney general's office, management of certain accounts and funds, and certain election-related forms.

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

SECTION 1. Subchapter A, Chapter 21, Labor Code, is amended by adding Section 21.0015 to read as follows:

Sec. 21.0015. TEXAS WORKFORCE COMMISSION CIVIL RIGHTS DIVISION. The powers and duties exercised by the Commission on Human Rights under this chapter are transferred to the Texas Workforce Commission civil rights division. A reference in this chapter to the "commission" means the Texas Workforce Commission civil rights division.

SECTION 2. Chapter 301, Labor Code, is amended by adding Subchapter I to read as follows:

SUBCHAPTER I. CIVIL RIGHTS DIVISION

Sec. 301.151. DEFINITIONS. In this subchapter:

(1) "Director" means the director of the division.

(2) "Division" means the civil rights division of the commission.

(3) "Human rights commission" means the Commission on Human Rights established by this subchapter.

Sec. 301.152. GENERAL PROVISIONS. (a) The division is an

1 independent division in the commission. The division shall be
2 responsible for administering Chapter 21 of this code and Chapter
3 301, Property Code, including exercising the powers and duties
4 formerly exercised by the former Commission on Human Rights under
5 those laws.

6 (b) A reference in Chapter 21 of this code, Chapter 301,
7 Property Code, or any other law to the former Commission on Human
8 Rights means the division.

9 Sec. 301.153. HUMAN RIGHTS COMMISSION. (a) The division is
10 governed by the human rights commission, which consists of seven
11 members as follows:

- 12 (1) one member who represents industry;
13 (2) one member who represents labor; and
14 (3) five members who represent the public.

15 (b) The members of the human rights commission established
16 under this section shall be appointed by the governor. In making
17 appointments to the human rights commission, the governor shall
18 strive to achieve representation on the human rights commission
19 that is diverse with respect to disability, religion, age, economic
20 status, sex, race, and ethnicity.

21 (c) The term of office of each commissioner is six years.
22 The governor shall designate one commissioner to serve as presiding
23 officer.

24 (d) A commissioner is entitled to reimbursement of actual
25 and necessary expenses incurred in the performance of official
26 duties.

27 (e) The human rights commission shall establish policies

1 for the division and supervise the director in administering the
2 activities of the division.

3 (f) The human rights commission is the state authority
4 established as a fair employment practice agency and is authorized,
5 with respect to an unlawful employment practice, to:

6 (1) grant relief from the practice;

7 (2) seek relief from the practice; or

8 (3) institute criminal proceedings.

9 Sec. 301.154. DIRECTOR. (a) The director shall be
10 appointed by the human rights commission to administer the powers
11 and duties of the division.

12 (b) To be eligible for appointment, the director must have
13 relevant experience in the area of civil rights, specifically in
14 working to prevent the types of discrimination the division is
15 charged with preventing. The director must demonstrate a
16 commitment to equal opportunity for minorities, women, and the
17 disabled. The director should also have relevant experience with
18 housing and employment discrimination claims.

19 Sec. 301.155. INVESTIGATOR TRAINING PROGRAM; PROCEDURES
20 MANUAL. (a) A person who is employed under this chapter by the
21 division as an investigator may not conduct an investigation until
22 the person completes a comprehensive training and education program
23 for investigators that complies with this section.

24 (b) The training program must provide the person with
25 information regarding:

26 (1) the requirements relating to employment adopted
27 under the Americans with Disabilities Act (42 U.S.C. Section 12101

1 et seq.) and its subsequent amendments, with a special emphasis on
2 requirements regarding reasonable accommodations;

3 (2) various types of disabilities and accommodations
4 appropriate in an employment setting for each type of disability;
5 and

6 (3) fair employment and housing practices.

7 (c) Each investigator shall annually complete a continuing
8 education program designed to provide investigators with the most
9 recent information available regarding the issues described by
10 Subsection (b), including legislative and judicial changes in the
11 law.

12 (d) The director shall develop and biennially update an
13 investigation procedures manual. The manual must include
14 investigation procedures and information and may include
15 information regarding the Equal Employment Opportunity Commission
16 and the United States Department of Housing and Urban Development.

17 Sec. 301.156. ANALYSIS OF DISCRIMINATION COMPLAINTS;
18 REPORT. (a) The division shall collect and report statewide
19 information relating to employment and housing discrimination
20 complaints as required by this section.

21 (b) Each state fiscal year, the division shall collect and
22 analyze information regarding employment and housing
23 discrimination complaints filed with the division, the Equal
24 Employment Opportunity Commission, the United States Department of
25 Housing and Urban Development, and local commissions in this state.
26 The information must include:

27 (1) an analysis of employment complaints filed by the

1 basis of the complaint, including:

2 (A) sex, race, color, age, disability, national
3 origin, religion, and genetic information; and

4 (B) retaliatory actions against the complainant;

5 (2) an analysis of housing complaints filed by the
6 basis of the complaint, including sex, race, color, disability,
7 national origin, religion, and familial status;

8 (3) an analysis of employment complaints filed by
9 issue, including discharge, terms and conditions, sexual
10 harassment, promotion, hiring, demotion, and layoff;

11 (4) an analysis of housing complaints filed by issue,
12 including terms and conditions, refusal to rent or sell,
13 discriminatory financing or advertising, and false representation;

14 (5) an analysis of employment and housing cases closed
15 by the reason the case was closed, including findings or
16 determinations of cause or no cause, successful conciliation, right
17 to sue issued, complaint withdrawn after resolution, no-fault
18 settlement, failure to cooperate by the complainant, and lack of
19 jurisdiction; and

20 (6) the average processing time for complaints
21 resolved by the division in each state fiscal year, regardless of
22 whether the complaint was filed in the same fiscal year in which the
23 complaint was resolved.

24 (c) The results of an analysis required under this section
25 shall be included in the commission's annual report to the governor
26 and legislature.

27 SECTION 3. Subchapter A, Chapter 301, Property Code, is

amended by adding Section 301.0015 to read as follows:

Sec. 301.0015. TEXAS WORKFORCE COMMISSION CIVIL RIGHTS DIVISION. The powers and duties exercised by the Commission on Human Rights under this chapter are transferred to the Texas Workforce Commission civil rights division. A reference in this chapter to the "commission" means the Texas Workforce Commission civil rights division.

SECTION 4. Chapter 412, Government Code, is transferred to Subchapter D, Chapter 96, Education Code, redesignated as Sections 96.65, 96.651, and 96.652, and amended to read as follows:

~~[CHAPTER 412. CRIME VICTIMS' INSTITUTE AND CRIME VICTIMS'~~

~~INSTITUTE ADVISORY COUNCIL~~

~~[SUBCHAPTER A. GENERAL PROVISIONS]~~

Sec. 96.65 ~~[412.001]~~. CRIME VICTIMS' INSTITUTE
~~[DEFINITIONS]~~. (a) In this section ~~[chapter]~~:

(1) ~~["Advisory council" means the Crime Victims' Institute Advisory Council.]~~

~~[(2)]~~ "Close relative of a deceased victim" has the meaning assigned by Article 56.01, Code of Criminal Procedure.

(2) ~~[(3)]~~ "Guardian of a victim" has the meaning assigned by Article 56.01, Code of Criminal Procedure.

(3) ~~[(4)]~~ "Institute" means the Crime Victims' Institute.

(4) ~~[(5)]~~ ~~"Service provider" means an individual or organization that provides assistance to victims, close relatives of deceased victims, or guardians of victims.~~

~~[(6)]~~ "Victim" has the meaning assigned by Article

56.01, Code of Criminal Procedure.

(b) [~~Sec. 412.002. LEGISLATIVE INTENT.~~] It is the intent of the legislature to create an institute to:

(1) compile and study information concerning the impact of crime on:

(A) victims;

(B) close relatives of deceased victims;

(C) guardians of victims; and

(D) society;

(2) use information compiled by the institute to evaluate the effectiveness of criminal justice policy and juvenile justice policy in preventing the victimization of society by crime;

(3) develop policies to assist the criminal justice system and the juvenile justice system in preventing the victimization of society by crime; and

(4) provide information related to the studies of the institute.

(c) [~~SUBCHAPTER B. CRIME VICTIMS' INSTITUTE~~

~~[Sec. 412.011. GENERAL PROVISION.] The headquarters of the institute are at Sam Houston State University in Huntsville, Texas. The institute is under the supervision and direction of the president of Sam Houston State University [Crime Victims' Institute is created in the office of the attorney general].~~

(d) [~~Sec. 412.012. DUTIES OF INSTITUTE.~~] The institute shall:

(1) conduct an in-depth analysis of the impact of crime on:

- (A) victims;
- (B) close relatives of deceased victims;
- (C) guardians of victims; and
- (D) society;

(2) evaluate the effectiveness of and deficiencies in the criminal justice system and the juvenile justice system in addressing the needs of victims, close relatives of deceased victims, and guardians of victims and recommend strategies to address the deficiencies of each system;

(3) determine the long-range needs of victims, close relatives of deceased victims, and guardians of victims as the needs relate to the criminal justice system and the juvenile justice system and recommend changes for each system;

(4) assess the cost-effectiveness of existing policies and programs in the criminal justice system and the juvenile justice system relating to victims, close relatives of deceased victims, and guardians of victims;

(5) make general recommendations for improving the service delivery systems for victims in the State of Texas;

(6) advise and assist the legislature in developing plans, programs, and legislation for improving the effectiveness of the criminal justice system and juvenile justice system in addressing the needs of victims, close relatives of deceased victims, and guardians of victims;

(7) make computations of daily costs and compare interagency costs on victims' services provided by agencies that are a part of the criminal justice system and the juvenile justice

1 system;

2 (8) determine the costs to attorneys representing the
3 state of performing statutory and constitutional duties relating to
4 victims, close relatives of deceased victims, or guardians of
5 victims;

6 (9) make statistical computations for use in planning
7 for the long-range needs of the criminal justice system and the
8 juvenile justice system as those needs relate to victims, close
9 relatives of deceased victims, and guardians of victims;

10 (10) determine the long-range information needs of the
11 criminal justice system and the juvenile justice system as those
12 needs relate to victims, close relatives of deceased victims, and
13 guardians of victims;

14 (11) enter into a memorandum of understanding with the
15 Texas Crime Victim Clearinghouse to provide training and education
16 related to the outcome of research and duties as conducted under
17 Subdivisions (1)-(10);

18 (12) issue periodic reports to the attorney general
19 and the legislature on the progress toward accomplishing the duties
20 of the institute; and

21 (13) engage in other research activities consistent
22 with the duties of the institute.

23 (e) [~~Sec. 412.013. INTERAGENCY COOPERATION. (a)~~] The
24 institute shall cooperate with the Criminal Justice Policy Council
25 in performing the duties of the institute.

26 (f) [~~(b)~~] The institute may enter into memoranda of
27 understanding with state agencies in performing the duties of the

institute.

(g) ~~[(c)]~~ Local law enforcement agencies shall cooperate with the institute by providing to the institute access to information that is necessary for the performance of the duties of the institute.

(h) ~~[Sec. 412.014. PERSONNEL.]~~ The president of Sam Houston State University ~~[attorney general]~~ may employ personnel as necessary to perform the duties of the institute.

~~(i) [Sec. 412.015. CONTRACTUAL AUTHORITY. (a) The attorney general may contract with public or private entities in the performance of the duties of the institute.]~~

~~[(b)]~~ The institute may contract with public or private entities in the performance of the duties of the institute.

(j) ~~[Sec. 412.016. GIFTS, GRANTS, DONATIONS, APPROPRIATIONS. (a)]~~ The ~~[attorney general or the]~~ institute may accept gifts, grants, donations, or matching funds from a public or private source for the performance of the duties of the institute.

~~[(b)]~~ The legislature may appropriate money to the institute to finance the performance of the duties of the institute.

~~[(c)]~~ Money and appropriations received by ~~[the attorney general or]~~ the institute under this subsection ~~[section]~~ shall be deposited as provided by Section 96.652 ~~[412.081]~~.

~~[SUBCHAPTER C. CRIME VICTIMS' INSTITUTE ADVISORY COUNCIL]~~

Sec. 96.651 ~~[412.051]~~. CRIME VICTIMS' INSTITUTE ~~[CREATION AND COMPOSITION OF]~~ ADVISORY COUNCIL. (a) In this section:

(1) "Advisory council" means the Crime Victims'

1 Institute Advisory Council.

2 (2) "Victim" has the meaning assigned by Article
3 56.01, Code of Criminal Procedure.

4 (b) The Crime Victims' Institute Advisory Council is
5 created as an advisory council to the Crime Victims' Institute
6 ~~[institute]~~.

7 (c) ~~[(b)]~~ The advisory council is composed of the attorney
8 general and the following individuals, each of whom is appointed by
9 the governor ~~[attorney general]~~:

- 10 (1) a victim;
- 11 (2) a member of the house of representatives;
- 12 (3) a member of the senate;
- 13 (4) a county judge or district judge whose primary
14 responsibility is to preside over criminal cases;
- 15 (5) a district attorney, criminal district attorney,
16 county attorney who prosecutes felony offenses, or county attorney
17 who prosecutes mostly criminal cases;
- 18 (6) a law enforcement officer;
- 19 (7) a crime victims' assistance coordinator;
- 20 (8) a crime victims' liaison;
- 21 (9) a mental health professional with substantial
22 experience in the care and treatment of victims;
- 23 (10) a person with broad knowledge of sexual assault
24 issues;
- 25 (11) a person with broad knowledge of domestic
26 violence issues;
- 27 (12) a person with broad knowledge of child abuse

1 issues;

2 (13) a person with broad knowledge of issues relating
3 to the intoxication offenses described by Chapter 49, Penal Code;

4 (14) a person with broad knowledge of homicide issues;

5 (15) a person with broad knowledge of research
6 methods; and

7 (16) a designee of the governor.

8 (d) [~~(c)~~] The advisory council shall select a presiding
9 officer from among the council members and other officers that the
10 council considers necessary.

11 (e) [~~Sec. 412.052. MEETINGS.~~] The advisory council shall
12 meet at the call of the presiding officer.

13 (f) Appointed [~~Sec. 412.053. TENURE OF MEMBERS.~~ ~~The~~]
14 members of the advisory council serve for staggered two-year terms,
15 with the terms of eight of the members expiring on January 31 of
16 each even-numbered year and the terms of eight [~~seven~~] members
17 expiring on January 31 of each odd-numbered year.

18 (g) [~~Sec. 412.054. SERVICE ADDITIONAL DUTY OF OFFICE.~~]
19 Service on the advisory council by a public officer or employee is
20 an additional duty of the office or employment.

21 (h) [~~Sec. 412.055. COMPENSATION AND REIMBURSEMENT.~~] A
22 member of the advisory council serves without compensation for
23 service on the council but may be reimbursed for actual and
24 necessary expenses incurred while performing council duties.

25 (i) [~~Sec. 412.056. APPOINTMENT OF OTHER ADVISORY BODIES.~~]
26 The advisory council may establish advisory task forces or
27 committees that the council considers necessary to accomplish the

purposes of this section and Sections 96.65 and 96.652 ~~[chapter]~~.

(j) ~~[Sec. 412.057. DUTIES OF ADVISORY COUNCIL.]~~ The advisory council shall advise the Crime Victims' Institute ~~[institute]~~ on issues relating directly to the duties of the institute as set forth under Section 96.65(d) ~~[412.012]~~.

~~[SUBCHAPTER D. CRIME VICTIMS' INSTITUTE ACCOUNT]~~

Sec. 96.652 ~~[412.081]~~. CRIME VICTIMS' INSTITUTE ACCOUNT; AUDIT; REPORT. (a) The Crime Victims' Institute account is an account in the general revenue fund.

(b) The Crime Victims' Institute ~~[attorney general]~~ may use funds from the Crime Victims' Institute account to carry out the purposes of this section and Sections 96.65 and 96.651 ~~[chapter]~~.

(c) The comptroller shall deposit the funds received under Section 96.65 ~~[this chapter]~~ to the credit of the Crime Victims' Institute account.

(d) Funds spent are subject to audit by the state auditor.

(e) ~~[Section 403.094 does not apply to funds collected under this chapter.]~~

~~[Sec. 412.082. ANNUAL REPORT. (a)]~~ The Crime Victims' Institute ~~[institute]~~ shall file annually with the governor and the presiding officer of each house of the legislature a complete and detailed written report accounting for all funds received and disbursed by the institute during the preceding year.

~~[(b)]~~ The form of the annual report and the reporting time shall be as provided by the General Appropriations Act.

~~[(c)]~~ The Crime Victims' Institute ~~[institute]~~ shall determine the format and contents of the report and may have copies

1 of the report printed for distribution as the institute considers
2 appropriate.

3 SECTION 5. Subsection (b), Article 56.54, Code of Criminal
4 Procedure, is amended to read as follows:

5 (b) Except as provided by Subsections (h), (i), (j), and (k)
6 and Article 56.541, the compensation to victims of crime fund may be
7 used only by the attorney general for the payment of compensation to
8 claimants or victims under this subchapter. For purposes of this
9 subsection, compensation to claimants or victims includes money
10 allocated from the fund to[7] the [operation of the] Crime Victims'
11 Institute created by Section 96.65 [Chapter 412], Education
12 [Government] Code, for the operation of the institute and for other
13 expenses in administering this subchapter. The institute shall use
14 money allocated from the fund only for the purposes of Sections
15 96.65, 96.651, and 96.652, Education Code.

16 SECTION 6. Section 411.130, Government Code, is amended to
17 read as follows:

18 Sec. 411.130. ACCESS TO CRIMINAL HISTORY RECORD
19 INFORMATION; CRIME VICTIMS' INSTITUTE. The Crime Victims'
20 Institute is entitled to obtain from the department criminal
21 history record information maintained by the department that the
22 institute believes is necessary for the performance of the duties
23 of the institute under Section 96.65, Education Code [Chapter 412].

24 SECTION 7. The heading for Section 443.0101, Government
25 Code, is amended to read as follows:

26 Sec. 443.0101. CAPITOL TRUST FUND; CAPITOL ACCOUNT.

27 SECTION 8. Section 443.0101(a), Government Code, is amended

to read as follows:

(a) Money and securities donated to the board and income from the Capitol gift shops, cafeteria, and Visitors Parking Garage as authorized by this chapter shall be held in the Capitol trust fund outside the treasury to be held by the comptroller as trustee on behalf of the people of the state. Funds other than donated funds and income from the Capitol gift shops, cafeteria, and Visitors Parking Garage as authorized by this chapter shall be deposited in the general revenue fund in an account ~~[a special fund]~~ to be known as the Capitol account ~~[fund]~~. The comptroller shall manage and invest the account ~~[fund]~~ on behalf of the board as directed or agreed to by the board, and all interest, dividends, and other income of the account shall be credited to the account.

SECTION 9. Section 443.0103, Government Code, is amended to read as follows:

Sec. 443.0103. CAPITAL RENEWAL ACCOUNT ~~[TRUST FUND]~~. (a) The capital renewal account ~~[trust fund]~~ is created as a dedicated account in the general revenue fund. Money in the account may be used only ~~[trust fund outside the treasury with the comptroller and shall be administered by the board, as a trustee on behalf of the people of this state,]~~ to maintain and preserve the Capitol, the General Land Office Building, their contents, and their grounds. The account ~~[fund]~~ consists of money transferred to the account ~~[fund]~~:

(1) at the direction of the legislature; or

(2) in accordance with this section.

~~[(b) Money in the fund may be used only for the purpose of~~

1 ~~maintaining and preserving the Capitol, the General Land Office~~
2 ~~Building, their contents, and their grounds.]~~

3 (c) The interest received from investment of money in the
4 account ~~[fund]~~ shall be credited to the account ~~[fund]~~.

5 (d) The board may transfer money from ~~[any account of]~~ the
6 Capitol account ~~[fund]~~ to the capital renewal account ~~[trust fund]~~,
7 other than money that was donated to the board, derived from a
8 security or other thing of value donated to the board, or earned as
9 interest or other income on a donation to the board, if the board
10 determines that after the transfer there will be a sufficient
11 amount of money in the ~~[applicable account of the]~~ Capitol account
12 ~~[fund]~~ to accomplish the purposes for which the account was
13 created.

14 SECTION 10. Section 2108.037(b), Government Code, is
15 amended to read as follows:

16 (b) Except as otherwise provided by this subsection, the
17 ~~[The]~~ affected agency shall retain the amount of the actual or
18 projected savings or increased revenues attributable to an
19 implemented suggestion, to the extent that the savings comes from
20 funds appropriated to the affected agency. A portion of the savings
21 or revenues shall be used by the affected agency to pay bonuses
22 awarded by the commission under this subchapter. A portion of the
23 savings or revenues may be transferred to the commission as
24 specified in the General Appropriations Act for use by the
25 commission for operational expenses.

26 SECTION 11. Sections 2.014(c) and (d), Family Code, are
27 amended to read as follows:

1 (c) The premarital education handbook under Subsection
2 (b)(1) may [~~shall~~] be distributed to each applicant for a marriage
3 license as provided by Section 2.009(c)(5) and shall contain
4 information on:

- 5 (1) conflict management;
6 (2) communication skills;
7 (3) children and parenting responsibilities; and
8 (4) financial responsibilities.

9 (d) The attorney general may [~~shall~~] appoint an advisory
10 committee to assist in the development of the premarital education
11 handbook. If appointed, the [~~The~~] advisory committee shall consist
12 of nine members, including at least three members who are eligible
13 under Section 2.013(d) to provide a premarital education course. A
14 member of the advisory committee is not entitled to reimbursement
15 of the member's expenses.

16 SECTION 12. (a) The terms of the current members of the
17 Crime Victims' Institute Advisory Council expire on September 1,
18 2003.

19 (b) As soon as practicable after September 1, 2003, the
20 governor shall appoint new members to the Crime Victims' Institute
21 Advisory Council, as provided by Section 96.651, Education Code, as
22 added by this Act. The terms of eight members, determined by lot,
23 expire January 31, 2005. The terms of eight members, determined by
24 lot, expire January 31, 2006.

25 SECTION 13. On September 1, 2003:

26 (1) all powers, duties, and obligations relating to
27 the Crime Victims' Institute are transferred from the attorney

1 general to Sam Houston State University;

2 (2) all property in the custody of the attorney
3 general and the original or a copy of any record that relates to the
4 Crime Victims' Institute are transferred to the university;

5 (3) all unexpended appropriations to the attorney
6 general for the operation of the Crime Victims' Institute are
7 transferred to the university; and

8 (4) all rules, standards, and specifications of the
9 attorney general relating to the operation of the Crime Victims'
10 Institute remain in effect as rules, standards, and specifications
11 of Sam Houston State University unless superseded by the president
12 of the university.

13 SECTION 14. (a) Notwithstanding any statute of this state,
14 each state agency that receives an appropriation under Article I of
15 the General Appropriations Act is authorized to reduce or recover
16 expenditures by adopting and collecting fees or charges to cover
17 any cost the agency incurs in performing its lawful functions.

18 (b) An agency described by Subsection (a) of this section
19 may not increase the amount of a fee or charge solely for a purpose
20 described by this section unless the agency provides written notice
21 of the increase to the Legislative Budget Board before the 60th day
22 preceding the date the increase is to take effect.

23 SECTION 15. The following laws are repealed:

24 (1) Sections 251.032, 254.036(j), and 258.005,
25 Election Code;

26 (2) Chapter 461, Government Code;

27 (3) Sections 572.030(b) and (c), Government Code;

1 (4) Sections 21.002(2) and (3) and 506.002, Labor
2 Code; and

3 (5) Sections 301.003(3), 301.061, and 301.064,
4 Property Code.

5 SECTION 16. On the effective date of this Act:

6 (1) the Commission on Human Rights as it exists
7 immediately before the effective date of this Act is abolished and
8 the offices of the members of the commission serving on that date
9 are abolished;

10 (2) all powers, duties, functions, and activities
11 performed by the Commission on Human Rights immediately before the
12 effective date of this Act are transferred to the Texas Workforce
13 Commission civil rights division;

14 (3) a rule, form, order, or procedure adopted by the
15 Commission on Human Rights is a rule, form, order, or procedure of
16 the Texas Workforce Commission civil rights division and remains in
17 effect until changed by the Texas Workforce Commission;

18 (4) a reference in law to the Commission on Human
19 Rights means the Texas Workforce Commission civil rights division;

20 (5) a complaint, investigation, or other proceeding
21 pending before the Commission on Human Rights under Chapter 21,
22 Labor Code, Chapter 301, Property Code, or any other law is
23 transferred without change in status to the Texas Workforce
24 Commission civil rights division;

25 (6) all obligations, rights, and contracts of the
26 Commission on Human Rights are transferred to the Texas Workforce
27 Commission civil rights division; and

1 (7) all property, including records and money, in the
2 custody of the Commission on Human Rights and all funds
3 appropriated by the legislature for the Commission on Human Rights,
4 including federal funds, shall be transferred to the Texas
5 Workforce Commission civil rights division.

6 SECTION 17. Not later than November 1, 2003, the governor
7 shall appoint new members to the Commission on Human Rights
8 established under Subchapter I, Chapter 301, Labor Code, as added
9 by this Act. In appointing members under this section, the governor
10 shall appoint:

11 (1) two members for terms expiring February 1, 2005;

12 (2) two members for terms expiring February 1, 2007;

13 and

14 (3) three members for terms expiring February 1, 2009.

15 SECTION 18. The changes in law made by this Act by the
16 abolition of the Commission on Human Rights and transfer of that
17 agency's responsibilities to the Texas Workforce Commission take
18 effect on certification of the Texas Workforce Commission civil
19 rights division by the appropriate federal agency, and the transfer
20 of related federal funds. Upon certification of Texas Workforce
21 Commission civil rights division by the appropriate federal agency,
22 the Workforce Commission shall file with the secretary of state for
23 publication in the Texas Register.

24 SECTION 19. (a) Except as provided by Subsection (b) of
25 this section, this Act takes effect immediately if it receives a
26 vote of two-thirds of all the members elected to each house, as
27 provided by Section 39, Article III, Texas Constitution. If this

H.B. No. 3441

1 Act does not receive the vote necessary for immediate effect, this
2 Act takes effect September 1, 2003.

3 (b) Sections 8 and 9 of this Act take effect September 1,
4 2003.

H.B. No. 3441

President of the Senate

Speaker of the House

I certify that H.B. No. 3441 was passed by the House on May 10, 2003, by the following vote: Yeas 131, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3441 on May 30, 2003, by the following vote: Yeas 143, Nays 0, 2 present, not voting; and that the House adopted H.C.R. No. 292 authorizing certain corrections in H.B. No. 3441 on June 2, 2003, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 3441 was passed by the Senate, with amendments, on May 28, 2003, by the following vote: Yeas 31, Nays 0; and that the Senate adopted H.C.R. No. 292 authorizing certain corrections in H.B. No. 3441 on June 2, 2003, by a viva-voce vote.

Secretary of the Senate

APPROVED: _____

Date

Governor