

1-1 By: Kolkhorst (Senate Sponsor - Lucio) H.B. No. 3647
1-2 (In the Senate - Received from the House May 14, 2007;
1-3 May 15, 2007, read first time and referred to Committee on
1-4 International Relations and Trade; May 19, 2007, reported
1-5 favorably by the following vote: Yeas 6, Nays 0; May 19, 2007,
1-6 sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to a study by the attorney general of the effects on state
1-10 law and authority of certain international and other agreements and
1-11 bodies.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. (a) The attorney general shall conduct a study
1-14 to determine whether the law of this state or the legislative
1-15 authority of the Texas Legislature is or may be restricted,
1-16 nullified, superseded, preempted, or otherwise directly affected
1-17 by:

1-18 (1) any existing or proposed compact, agreement, or
1-19 other arrangement between the United States, this state, or a
1-20 political subdivision of this state and a foreign governmental
1-21 entity, including a foreign state or local governmental entity;

1-22 (2) any international organization, including a
1-23 nonprofit corporation, consisting of public or private entities
1-24 from the United States and any other nation or nations, acting in
1-25 coordination with a federal, state, or local government, or with a
1-26 stated purpose of influencing governmental action or public policy;
1-27 and

1-28 (3) any foreign or international body acting in
1-29 connection with or under the authority of a compact, agreement, or
1-30 other arrangement described by Subdivision (1) of this subsection,
1-31 through any means including legislative or administrative action,
1-32 judicial or quasijudicial decision, order, rule, regulation, or
1-33 other action.

1-34 (b) In conducting the study, the attorney general shall
1-35 investigate and report whether any entity described by Subsection
1-36 (a)(2) or (3) of this section has attempted, formally or
1-37 informally, to restrict, nullify, supersede, preempt, or otherwise
1-38 directly affect the law or policy of this state or the authority of
1-39 any state or local governmental body in this state.

1-40 (c) In conducting the study, the attorney general shall
1-41 include consideration of the following:

1-42 (1) The North American Free Trade Agreement (NAFTA)
1-43 and any entity created under or in connection with the agreement;

1-44 (2) the Security and Prosperity Partnership of North
1-45 America (SPP) and any entity created under or in connection with the
1-46 agreement, including the North American Competitiveness Council
1-47 (NACC);

1-48 (3) the World Trade Organization (WTO) and any
1-49 associated agreements;

1-50 (4) the General Agreement on Trade in Services (GATS)
1-51 and any entity created under or in connection with the agreement;

1-52 (5) the United Nations and any associated entities and
1-53 agreements; and

1-54 (6) North America's SuperCorridor Coalition, Inc.
1-55 (NASCO).

1-56 (d) The attorney general may enter into an agreement or
1-57 other arrangement with a law school at a public institution of
1-58 higher education in this state under which the attorney general may
1-59 make use of the resources and personnel of the law school in
1-60 conducting the study.

1-61 (e) Not later than December 1, 2008, the attorney general
1-62 shall prepare a report of the findings of the study and provide a
1-63 copy of the report to each member of the legislature.

1-64 SECTION 2. This Act takes effect immediately if it receives

2-1 a vote of two-thirds of all the members elected to each house, as
2-2 provided by Section 39, Article III, Texas Constitution. If this
2-3 Act does not receive the vote necessary for immediate effect, this
2-4 Act takes effect September 1, 2007.

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