

1-1 By: Birdwell S.B. No. 1729
1-2 (In the Senate - Filed March 9, 2017; March 23, 2017, read
1-3 first time and referred to Committee on Business & Commerce;
1-4 April 26, 2017, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; April 26, 2017,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Hancock	X		
1-10	Creighton	X		
1-11	Campbell	X		
1-12	Estes	X		
1-13	Nichols	X		
1-14	Schwertner	X		
1-15	Taylor of Galveston	X		
1-16	Whitmire	X		
1-17	Zaffirini	X		

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1729 By: Creighton

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to the reporting and disposition of certain state-owned
1-22 real property.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter C, Chapter 2166, Government Code, is
1-25 amended by adding Sections 2166.109, 2166.110, and 2166.111 to read
1-26 as follows:

1-27 Sec. 2166.109. CONSOLIDATED DATABASE OF STATE-OWNED REAL
1-28 PROPERTY ASSETS. (a) Notwithstanding Section 2166.003, this
1-29 section applies to all state agencies, including a state agency
1-30 otherwise exempt from this chapter under that section, other than a
1-31 state institution of higher education.

1-32 (b) The commission shall establish and maintain a
1-33 centralized, consolidated database for state-owned real property
1-34 assets. The commission shall design the database to provide a broad
1-35 overview of state agency real property assets and require state
1-36 agencies to provide more generalized, less detailed information on
1-37 real property assets than is required under Subchapter E, Chapter
1-38 31, Natural Resources Code.

1-39 (c) The commission by rule shall prescribe:

1-40 (1) the information required for the database and the
1-41 form for a state agency to provide the information;

1-42 (2) the responsibilities and access rights of the
1-43 commission and other state agencies related to the database; and

1-44 (3) a schedule for establishing the database and for
1-45 state agencies to submit information to the commission for
1-46 inclusion in the database.

1-47 (d) Each state agency shall submit to the commission in
1-48 accordance with commission rules:

1-49 (1) not later than September 30 of each even-numbered
1-50 year, the agency's inventory of state-owned real property assets
1-51 current as of the last day of the most recent state fiscal year; and

1-52 (2) not later than the 90th day after the date of the
1-53 occurrence, a description of any acquisition, disposition, or
1-54 significant change in condition or status of a real property asset
1-55 included in the agency's inventory.

1-56 Sec. 2166.110. BIENNIAL REPORT. Not later than December 1
1-57 of each even-numbered year, the commission shall submit a report to
1-58 the governor and legislature on the status of all state-owned real
1-59 property assets included in the database maintained under Section
1-60 2166.109.

2-1 Sec. 2166.111. DISPOSITION OF STATE-OWNED REAL PROPERTY.

2-2 (a) A state agency in the executive branch of state government
2-3 shall notify the commission at least 60 days before the date of any
2-4 planned sale, lease, exchange, or other disposition of a
2-5 state-owned real property asset included in the agency's inventory
2-6 under Section 2166.109.

2-7 (b) Not later than the 30th day after the date of receiving
2-8 notice from a state agency under Subsection (a), the commission
2-9 shall submit to the state agency and governor a recommendation on
2-10 whether the property is suitable to meet an identified space need of
2-11 another state agency.

2-12 (c) A state agency may not sell, lease, exchange, or
2-13 otherwise dispose of property the commission recommends as suitable
2-14 to meet an identified space need of another state agency unless the
2-15 governor, in writing, authorizes the agency to proceed with the
2-16 sale, lease, exchange, or other disposition.

2-17 (d) This section does not apply to the disposition of a
2-18 state highway right-of-way or to any legislative action directing
2-19 the disposition of state-owned real property.

2-20 SECTION 2. (a) The Texas Facilities Commission is required
2-21 to implement this Act only if the legislature appropriates money
2-22 specifically for that purpose. If the legislature does not
2-23 appropriate money specifically for that purpose, the commission
2-24 may, but is not required to, implement this Act using other
2-25 appropriations available for that purpose.

2-26 (b) A state agency is not required to comply with Section
2-27 2166.109 or 2166.111, Government Code, as added by this Act, until
2-28 the Texas Facilities Commission has established the database and
2-29 adopted the rules required by Section 2166.109, Government Code.

2-30 SECTION 3. This Act takes effect September 1, 2017.

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