

1-1 By: Hall, et al. S.B. No. 612  
 1-2 (In the Senate - Filed February 14, 2019; February 21, 2019,  
 1-3 read first time and referred to Committee on Business & Commerce;  
 1-4 March 21, 2019, reported favorably by the following vote: Yeas 9,  
 1-5 Nays 0; March 21, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the continuation and functions of the State Office of  
 1-20 Risk Management.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter B, Chapter 412, Labor Code, is  
 1-23 amended by adding Section 412.013 to read as follows:

1-24 Sec. 412.013. REVIEW AND UPDATE OF RISK MANAGEMENT PROGRAM  
 1-25 GUIDELINES. (a) In administering the guidelines for a  
 1-26 comprehensive risk management program under Section 412.011(b)(4),  
 1-27 the office must:

1-28 (1) at least biennially review the guidelines to  
 1-29 determine whether they are appropriate and current; and

1-30 (2) at least every five years, update the guidelines  
 1-31 to be consistent with up-to-date industry best practices and  
 1-32 current law.

1-33 (b) In updating the guidelines under Subsection (a)(2), the  
 1-34 office must solicit feedback from state entities concerning topics  
 1-35 for inclusion in the guidelines and ways for making the guidelines  
 1-36 more user-friendly.

1-37 SECTION 2. Section 412.021(f), Labor Code, is amended to  
 1-38 read as follows:

1-39 (f) The risk management board and the office are subject to  
 1-40 Chapter 325, Government Code (Texas Sunset Act). Unless continued  
 1-41 in existence as provided by that chapter, the board is abolished and  
 1-42 this section expires September 1, 2031 [2019].

1-43 SECTION 3. Section 412.022, Labor Code, is amended by  
 1-44 amending Subsection (b) and adding Subsection (d) to read as  
 1-45 follows:

1-46 (b) The [A] training program [established under this  
 1-47 section] must provide the board member with information [to the  
 1-48 member] regarding:

1-49 (1) the law governing [enabling legislation that  
 1-50 created the office and] the office's operations;

1-51 (2) the programs, functions, rules, and budget of the  
 1-52 office;

1-53 (3) the scope of and limitations on the rulemaking  
 1-54 authority of the board;

1-55 (4) [(2)] the results of the most recent formal audit  
 1-56 of the office;

1-57 (5) [(3)] the requirements of:

1-58 (A) laws relating to open meetings, public  
 1-59 information, administrative procedure, and disclosing conflicts of  
 1-60 interest; and

1-61 (B) other laws applicable to members of a state

2-1 policymaking body in performing their duties; and  
2-2 (6) [~~(4)~~] any applicable ethics policies adopted by  
2-3 the office or the Texas Ethics Commission.

2-4 (d) The director of the office shall create a training  
2-5 manual that includes the information required by Subsection (b).  
2-6 The director shall distribute a copy of the training manual  
2-7 annually to each member of the board. Each member of the board  
2-8 shall sign and submit to the director a statement acknowledging  
2-9 that the member received and has reviewed the training manual.

2-10 SECTION 4. Section 412.053(b), Labor Code, is amended to  
2-11 read as follows:

2-12 (b) The information shall be reported not later than the  
2-13 60th day after [~~before~~] the last day of each fiscal year.

2-14 SECTION 5. Notwithstanding the time periods prescribed by  
2-15 Section 412.013, Labor Code, as added by this Act, the State Office  
2-16 of Risk Management shall review and update the guidelines adopted  
2-17 by the risk management board under Section 412.011(b)(4), Labor  
2-18 Code, not later than September 1, 2020.

2-19 SECTION 6. (a) Except as provided by Subsection (b) of  
2-20 this section, Section 412.022, Labor Code, as amended by this Act,  
2-21 applies to a member of the risk management board appointed before,  
2-22 on, or after the effective date of this Act.

2-23 (b) A member of the risk management board who, before the  
2-24 effective date of this Act, completed the training program required  
2-25 by Section 412.022, Labor Code, as that law existed before the  
2-26 effective date of this Act, is required to complete additional  
2-27 training only on subjects added by this Act to the training program  
2-28 as required by Section 412.022, Labor Code, as amended by this Act.  
2-29 A board member described by this subsection may not vote,  
2-30 deliberate, or be counted as a member in attendance at a meeting of  
2-31 the board held on or after December 1, 2019, until the member  
2-32 completes the additional training.

2-33 SECTION 7. This Act takes effect September 1, 2019.

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