

1-1 By: Middleton, Campbell, Kolthorst S.B. No. 758  
1-2 (In the Senate - Filed January 10, 2025; February 7, 2025,  
1-3 read first time and referred to Committee on Business & Commerce;  
1-4 April 16, 2025, reported favorably by the following vote: Yeas 7,  
1-5 Nays 4; April 16, 2025, 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		X		
1-18		X		

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

1-21 relating to the definition of a governmental body for the purposes  
1-22 of the public information law.

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

1-24 SECTION 1. Section 552.003(1), Government Code, is amended  
1-25 to read as follows:

1-26 (1) "Governmental body":

1-27 (A) means:

1-28 (i) a board, commission, department,  
1-29 committee, institution, agency, or office that is within or is  
1-30 created by the executive or legislative branch of state government  
1-31 and that is directed by one or more elected or appointed members;

1-32 (ii) a county commissioners court in the  
1-33 state;

1-34 (iii) a municipal governing body in the  
1-35 state;

1-36 (iv) a deliberative body that has  
1-37 rulemaking or quasi-judicial power and that is classified as a  
1-38 department, agency, or political subdivision of a county or  
1-39 municipality;

1-40 (v) a school district board of trustees;

1-41 (vi) a county board of school trustees;

1-42 (vii) a county board of education;

1-43 (viii) the governing board of a special  
1-44 district;

1-45 (ix) the governing body of a nonprofit  
1-46 corporation organized under Chapter 67, Water Code, that provides a  
1-47 water supply or wastewater service, or both, and is exempt from ad  
1-48 valorem taxation under Section 11.30, Tax Code;

1-49 (x) a local workforce development board  
1-50 created under Section 2308.253;

1-51 (xi) a nonprofit corporation that is  
1-52 eligible to receive funds under the federal community services  
1-53 block grant program and that is authorized by this state to serve a  
1-54 geographic area of the state;

1-55 (xii) a confinement facility operated under  
1-56 a contract with any division of the Texas Department of Criminal  
1-57 Justice;

1-58 (xiii) a civil commitment housing facility  
1-59 owned, leased, or operated by a vendor under contract with the state  
1-60 as provided by Chapter 841, Health and Safety Code;

1-61 (xiv) an entity that receives public funds

in the current or preceding state fiscal year to manage the daily operations or restoration of the Alamo, or an entity that oversees such an entity; ~~and~~

(xv) the part, section, or portion of an organization, corporation, commission, committee, institution, or agency that spends or that is supported in whole or in part by public funds; and

(xvi) a nonprofit state association or organization primarily composed of similarly situated political subdivisions; and

(B) does not include:

(i) the judiciary; or

(ii) an economic development entity whose mission or purpose is to develop and promote the economic growth of a state agency or political subdivision with which the entity contracts if:

(a) the entity does not receive \$1 million or more in public funds from a single state agency or political subdivision in the current or preceding state fiscal year; or

(b) the entity:

(1) either:

(A) does not have the authority to make decisions or recommendations on behalf of a state agency or political subdivision regarding tax abatements or tax incentives; or

(B) does not require an officer of the state agency or political subdivision to hold office as a member of the board of directors of the entity;

(2) does not use staff or office space of the state agency or political subdivision for no or nominal consideration, unless the space is available to the public;

(3) to a reasonable degree, tracks the entity's receipt and expenditure of public funds separately from the entity's receipt and expenditure of private funds; and

(4) provides at least quarterly public reports to the state agency or political subdivision regarding work performed on behalf of the state agency or political subdivision.

SECTION 2. The change in law made by this Act applies only to a request for public information received by a governmental body or an officer for public information on or after the effective date of this Act.

SECTION 3. This Act takes effect September 1, 2025.

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