

## **BILL ANALYSIS**

Senate Research Center

C.S.S.B. 1382  
By: Armbrister  
Government Organization  
4/17/2003  
Committee Report (Substituted)

### **DIGEST AND PURPOSE**

Legislation was passed in 1999 and 2001 establishing a pilot project involving three regulatory agencies - the Texas Board of Architectural Examiners, the Texas Board of Professional Engineers, and the Texas Board of Public Accountancy - as self-directed, semi-independent agencies. C.S.S.B. 1382 authorizes the continuation of certain professional and occupational licensing boards as self-directed and semi-independent agencies.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Sections 4(a) and (c), Article 8930, Revised Statutes, as follows:

- (a) Authorizes any Act of the 78th Legislature that relates to an agency included in Section 2 of this Act to be implemented on authorization by the governing board of the agency, to allow the pilot project the opportunity to test the effectiveness of operating under the provisions of this Act.
- (c) Provides that this Act expires September 1, 2015, rather than September 1, 2003. Deletes text stating that this Act is subject to Chapter 325, Government Code (Texas Sunset Act).

SECTION 2. Amends Section 6(c), Article 8930, Revised Statutes, to increase to \$703,344, from \$500,000, the amount required to be annually remitted to the general revenue fund by the Texas State Board of Public Accountancy and increase to \$373,900, from \$50,000, the amount required to be annually remitted to the general revenue fund by the Texas Board of Professional Engineers, and decrease to \$510,000, from \$700,000, the amount required to be remitted by the Texas Board of Architectural Examiners.

SECTION 3. Amends Section 14, Article 8930, Revised Statutes, by adding Subsections (c) and (d), as follows:

- (c) Authorizes a project agency to retain each fiscal year an amount of fines and other revenue the project agency receives during the fiscal year as a result of enforcement actions that is equal to 20 percent of the total amount expended by the project agency during the previous fiscal year, not to exceed \$1 million.
- (d) Requires that at the end of each fiscal year 50 percent of the unexpended balance of the amount retained in Subsection (c) of this section be deposited to the credit of the general revenue fund.

SECTION 4. Effective date: September 1, 2003.