

BILL ANALYSIS

Senate Research Center
83R18295 MTB-D

C.S.S.B. 894
By: Whitmire et al.
Economic Development
3/27/2013
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

The 82nd Legislature, Regular Session, 2011, passed legislation calling for unsolicited proposals for public-private partnerships on state land. Since that time, the Texas Facilities Commission has entered into discussions with private entities to develop land within the Capitol complex. C.S.S.B. 894 prohibits the use of public-private partnerships in the Capitol complex.

C.S.S.B. 894 amends current law relating to real property within the Capitol complex.

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 Subchapter F, Chapter 2165, Government Code, by adding Section 2165.259, as follows:

Sec. 2165.259. CAPITOL COMPLEX. (a) Defines, in this section, "Capitol complex."

(b) Prohibits the Texas Facilities Commission (TFC), notwithstanding Subchapter D (Lease of Public Grounds), from leasing, selling, or otherwise disposing of real property or an interest in real property located in the Capitol complex.

(c) Provides that this section does not affect TFC's authority under Subchapter E (Lease of Space in State-Owned Buildings to Private Tenants) to lease space in state office buildings and parking garages.

SECTION 2. Amends Section 2267.003, Government Code, as added by Chapter 1334 (S.B. 1048), Acts of the 82nd Legislature, Regular Session, 2011, as follows:

Sec. 2267.003. APPLICABILITY. Provides that this chapter (Public and Private Facilities and Infrastructure) does not apply to certain infrastructure or entities, including a qualifying project located within the Capitol complex, as defined by Section 443.0071 (Review of Construction in Capitol Complex). Makes nonsubstantive changes.

SECTION 3. Amends Section 31.155(d), Natural Resources Code, as follows:

(d) Provides that the duty under this subchapter of the asset management division of the General Land Office to review and verify real property records and to make recommendations regarding real property and of the commissioner of the General Land Office to prepare a report involving real property does not apply to certain property, including the real property located in the Capitol complex, as defined by Section 443.0071, Government Code. Makes nonsubstantive changes.

SECTION 4. Effective date: upon passage or September 1, 2013.