

By: Watson

S.B. No. 836

A BILL TO BE ENTITLED

AN ACT

relating to management services for the physical facilities of the Texas School for the Blind and Visually Impaired and the Texas School for the Deaf.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 30.022(h-1), Education Code, is amended to read as follows:

(h-1) The Texas Facilities Commission shall provide all facilities maintenance services for the physical facilities of the school[, ~~including facilities construction, cabling, facility reconfiguration, and any other services~~] as provided by Section 2165.007, Government Code [~~a memorandum of understanding between the board and the Texas Facilities Commission~~].

SECTION 2. Section 30.052(h-1), Education Code, is amended to read as follows:

(h-1) The Texas Facilities Commission shall provide all facilities maintenance services for the physical facilities of the school[, ~~including facilities construction, cabling, facility reconfiguration, and any other services~~] as provided by Section 2165.007, Government Code [~~a memorandum of understanding between the board and the Texas Facilities Commission~~].

SECTION 3. Section 2165.007(b), Government Code, is amended to read as follows:

(b) Notwithstanding any other law, the commission shall

1 provide facilities management services in relation to all state  
2 agency facilities in Travis County or a county adjacent to Travis  
3 County. The commission's duty does not apply to:

4 (1) a facility owned or operated by an institution of  
5 higher education;

6 (2) military facilities;

7 (3) facilities owned or operated by the Texas  
8 Department of Criminal Justice;

9 (4) facilities owned or operated by the Texas Juvenile  
10 Justice Department;

11 (5) facilities owned or operated by the Texas  
12 Department of Transportation;

13 (6) the Capitol, including the Capitol Extension, the  
14 General Land Office building, the Bob Bullock Texas State History  
15 Museum, any museum located on the Capitol grounds, the Governor's  
16 Mansion, and any property maintained by the Texas Historical  
17 Commission under Sections [442.0072](#) and [442.0073](#);

18 (7) a facility determined by the commission to be  
19 completely residential;

20 (8) a regional or field office of a state agency;

21 (9) a facility located within or on state park  
22 property;

23 (10) the property known as the Finance Commission  
24 Building described by deed recorded in Volume 5080, Page 1099, of  
25 the Deed Records of Travis County, Texas; or

26 (11) the property known as the Credit Union Department  
27 Building described by deed recorded in Volume 6126, Page 27, of the

1 Deed Records of Travis County, Texas[+]

2 [~~(12) facilities owned or operated by the Texas School~~  
3 ~~for the Blind and Visually Impaired, or~~

4 [~~(13) facilities owned or operated by the Texas School~~  
5 ~~for the Deaf~~].

6 SECTION 4. (a) Not later than September 1, 2015, the  
7 following are transferred from the Texas School for the Blind and  
8 Visually Impaired to the Texas Facilities Commission:

9 (1) all remaining powers, duties, functions,  
10 programs, and activities of the Texas School for the Blind and  
11 Visually Impaired relating to the maintenance of the school's  
12 physical facilities;

13 (2) any obligations and contracts of the Texas School  
14 for the Blind and Visually Impaired that are directly related to  
15 implementing a power, duty, function, program, or activity  
16 transferred under this subsection; and

17 (3) all property and records in the custody of the  
18 Texas School for the Blind and Visually Impaired that are related to  
19 a power, duty, function, program, or activity transferred under  
20 this subsection and all funds appropriated by the legislature for  
21 that power, duty, function, program, or activity.

22 (b) The Texas Facilities Commission and the Texas School for  
23 the Blind and Visually Impaired shall enter into a memorandum of  
24 understanding that establishes a plan for the identification and  
25 transfer of the records, personnel, property, and unspent  
26 appropriations of the Texas School for the Blind and Visually  
27 Impaired that are used for purposes of the commission's powers and

1 duties directly related to the maintenance of the school's physical  
2 facilities under Section 30.022, Education Code.

3 SECTION 5. (a) Not later than September 1, 2015, the  
4 following are transferred from the Texas School for the Deaf to the  
5 Texas Facilities Commission:

6 (1) all remaining powers, duties, functions,  
7 programs, and activities of the Texas School for the Deaf relating  
8 to the maintenance of the school's physical facilities;

9 (2) any obligations and contracts of the Texas School  
10 for the Deaf that are directly related to implementing a power,  
11 duty, function, program, or activity transferred under this  
12 subsection; and

13 (3) all property and records in the custody of the  
14 Texas School for the Deaf that are related to a power, duty,  
15 function, program, or activity transferred under this subsection  
16 and all funds appropriated by the legislature for that power, duty,  
17 function, program, or activity.

18 (b) The Texas Facilities Commission and the Texas School for  
19 the Deaf shall enter into a memorandum of understanding that  
20 establishes a plan for the identification and transfer of the  
21 records, personnel, property, and unspent appropriations of the  
22 Texas School for the Deaf that are used for purposes of the  
23 commission's powers and duties directly related to the maintenance  
24 of the school's physical facilities under Section 30.052, Education  
25 Code.

26 SECTION 6. This Act takes effect immediately if it receives  
27 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this  
2 Act does not receive the vote necessary for immediate effect, this  
3 Act takes effect September 1, 2015.