tion and wellness education for the purpose of promoting healthy eating habits and a physically active lifestyle.

(c) Not later than January 1, 2015, the commission shall report to the legislature on the use of nutrition and wellness education information provided on the commission's website. The report must include:

(1) feedback from clients on the effectiveness of the information accessed; and
(2) any available data on the number of individuals who accessed the information.

(d) The executive commissioner may adopt rules to implement this section.

(e) This section expires September 1, 2015.

SECTION 2. If before implementing any provision of this Act a state agency determines that a waiver or authorization from a federal agency is necessary for implementation of that provision, the agency affected by the provision shall request the waiver or authorization and may delay implementing that provision until the waiver or authorization is granted.

SECTION 3. This Act takes effect September 1, 2013.

Passed by the House on May 8, 2013: Yeas 127, Nays 20, 2 present, not voting; passed by the Senate on May 22, 2013: Yeas 29, Nays 2.

Approved June 14, 2013.

Effective September 1, 2013.

CHAPTER 713

H.B. No. 3436

AN ACT

relating to the use and development of state property, including real property within the Capitol complex.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subchapter F, Chapter 2165, Government Code, is amended by adding Section 2165.259 to read as follows:

Sec. 2165.259. CAPITOL COMPLEX. (a) In this section, "Capitol complex" has the meaning assigned by Section 443.0071.

(b) Notwithstanding Subchapter D, the commission may not lease, sell or otherwise dispose of real property or an interest in real property located in the Capitol complex.

(c) This section does not affect the commission's authority under Subchapter E to lease space in state office buildings and parking garages.

SECTION 2. Subchapter A, Chapter 2267, Government Code, as added by Chapter 1334 (S.B. 1048), Acts of the 82nd Legislature, Regular Session, 2011, is amended by adding Section 2267.005 to read as follows:

Sec. 2267.005. QUALIFYING PROJECTS IN CAPITOL COMPLEX. The Texas Facilities Commission may develop or operate a qualifying project located in the Capitol complex, as defined by Section 443.0071, as provided by this chapter only if specifically granted the authority by the legislature.

SECTION 3. Subchapter B, Chapter 2267, Government Code, as added by Chapter 1334 (S.B. 1048), Acts of the 82nd Legislature, Regular Session, 2011, is amended by adding Section 2267.0531 to read as follows:

Sec. 2267.0531. COMPREHENSIVE AGREEMENT DELAYED. (a) The responsible governmental entity, as defined by Section 2267.001(5)(A), Government Code, excluding institutions of higher education, may not enter into a comprehensive agreement under this chapter before September 1, 2014.

(b) This section expires September 2, 2014.
SECTION 4. Section 31.155(d), Natural Resources Code, is amended to read as follows:
(d) The duty under this subchapter of the division to review and verify real property records and to make recommendations regarding real property and of the commissioner to prepare a report involving real property does not apply to:
(1) the real property of an institution of higher education;
(2) the real property that is part of a fund created or specifically authorized by the constitution of this state and that is administered by or with the assistance of the land office;
(3) the real property of the Employees Retirement System of Texas; and
(4) the real property of the Teacher Retirement System of Texas;
(5) the real property located in the Capitol complex, as defined by Section 443.0071, Government Code.

SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.
Passed by the House on May 3, 2013: Yeas 141, Nays 1, 1 present, not voting; the House concurred in Senate amendments to H.B. No. 3436 on May 23, 2013: Yeas 142, Nays 0, 2 present, not voting; passed by the Senate, with amendments, on May 21, 2013: Yeas 30, Nays 0.
Approved June 14, 2013.
Effective June 14, 2013.

CHAPTER 714

H.B. No. 3438

AN ACT
relating to the eligibility of a person to serve on the appraisal review board of an appraisal district.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 6.412(d), Tax Code, is amended to read as follows:
(d) A person is ineligible to serve on the appraisal review board of an appraisal district established for a county having a population of more than 100,000:
(1) if the person:
   (A) has served for all or part of three previous terms as a board member or auxiliary board member on the appraisal review board; or
   (B) is a former member of the board of directors, officer, or employee of the appraisal district;
(2) if the person served as a member of the governing body or officer of a taxing unit for which the appraisal district appraises property, until the fourth anniversary of the date the person ceased to be a member or officer; or
(3) if the person [has ever] appeared before the appraisal review board for compensation during the two-year period preceding the date the person is appointed.

SECTION 2. This Act takes effect September 1, 2013.
Passed by the House on May 8, 2013: Yeas 147, Nays 0, 2 present, not voting; passed by the Senate on May 22, 2013: Yeas 31, Nays 0.
Approved June 14, 2013.
Effective September 1, 2013.