SECTION 6. EXPIRATION DATE. The advisory committee is abolished and this Act expires January 1, 2015.

SECTION 7. EFFECTIVE DATE. 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 the Senate on May 1, 2013: Yeas 31, Nays 0; passed the House on May 22, 2013: Yeas 145, Nays 2, one present not voting.

Approved June 14, 2013.

Effective June 14, 2013.

CHAPTER 812
S.B. No. 1812
AN ACT
relating to the determination of state contributions for participation by certain junior college employees in the state employees group benefits program, the Teacher Retirement System of Texas, and the Optional Retirement Program.

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

SECTION 1. Section 825.404, Government Code, is amended by amending Subsections (a) and (b) and adding Subsections (a-1) and (b-1) to read as follows:

(a) Except as provided by Subsection (a-1), during each fiscal year, the state shall contribute to the retirement system an amount equal to at least six and not more than 10 percent of the aggregate annual compensation of all members of the retirement system during that fiscal year. The amount of the state contribution made under this section may not be less than the amount contributed by members during that fiscal year in accordance with Section 825.402.

(a-1) In computing the amount owed by the state under Subsection (a), the compensation of members who are employed by public junior colleges or public junior college districts shall be included in the aggregate annual compensation as follows:

1. 50 percent of the eligible creditable compensation of employees who:
   (A) otherwise are eligible for membership in the retirement system; and
   (B) are instructional or administrative employees whose salaries may be fully paid from funds appropriated under the General Appropriations Act, regardless of whether such salaries are actually paid from appropriated funds; and
2. none of the eligible creditable compensation of all other employees who:
   (A) do not meet the requirements of Subdivision (1)(B) but are otherwise eligible for membership in the retirement system; or
   (B) cannot be included as a qualifying employee under Subdivision (1) by application of Subsection (b-1).

(b) Before November 2 of each even-numbered year, the board of trustees, in coordination with the Legislative Budget Board, shall certify to the comptroller of public accounts for review and adoption an estimate of the amount necessary to pay the state’s contributions to the retirement system for the following biennium. For qualifying employees under Subsection (a-1)(1), the board of trustees shall include only the amount payable by the state under Subsection (a-1)(1) in determining the amount to be certified.

(b-1) In determining the amount described by Subsection (b), the number of qualifying employees under Subsection (a-1)(1) whose compensation may be included for each public junior college or public junior college district in each biennium may not be adjusted in a proportion greater than the change in student enrollment at each college during the reporting period except that a college that experiences a decline in student enrollment may
petition the Legislative Budget Board to maintain the number of eligible employees up to 98 percent of the level of the prior biennium.

SECTION 2. Subchapter E, Chapter 825, Government Code, is amended by adding Section 825.4071 to read as follows:

Sec. 825.4071. COLLECTION OF CONTRIBUTIONS FROM EMPLOYERS THAT ARE PUBLIC JUNIOR COLLEGES OR PUBLIC JUNIOR COLLEGE DISTRICTS. (a) This section applies to an employer that is a public junior college or a public junior college district.

(b) An employer described by Subsection (a) shall contribute monthly to the retirement system:

(1) an amount equal to the state contribution rate then in effect multiplied by 50 percent of the aggregate eligible creditable compensation of members who are qualifying employees under Section 825.404(a-1)(1) that the employer reports to the retirement system; and

(2) an amount equal to the state contribution rate then in effect multiplied by 100 percent of the aggregate eligible creditable compensation of all other members under Section 825.404(a-1)(2) that the employer reports to the retirement system.

(c) The designated disbursing officer of each public junior college and each public junior college district shall:

(1) submit to the retirement system, at a time and in the manner prescribed by the retirement system, a monthly report containing a certification that includes:

(A) the total amount of compensation paid;
(B) the total amount of employer contributions due under this section for the payroll period; and
(C) any other information the retirement system determines is necessary to administer this section; and

(2) maintain and retain the following information:

(A) the name of each member employed by the public junior college or public junior college district;
(B) the amount of the member's salary for the most recent payroll period;
(C) whether the member is a qualifying employee under Section 825.404(a-1)(1); and
(D) any other information the retirement system determines is necessary to administer this section.

(d) A monthly report required under Subsection (c) shall be accompanied by payment of the amount of employer contributions certified in Subsection (c)(1).

(e) Not later than the 90th day after the date each school year ends, the retirement system shall certify to the comptroller the names of any public junior colleges or public junior college districts that have failed to remit, within the period required by Section 825.408, all contributions required under this section for the school year and the amounts of the unpaid contributions.

(f) If the comptroller receives a certification under Subsection (e), the comptroller shall withhold the amount certified, plus interest computed at the rate and in the manner provided by Section 825.408, from the first state money payable to the public junior college or public junior college district. The amount withheld shall be deposited to the credit of the appropriate accounts of the retirement system.

(g) The retirement system shall deposit all money it receives under this section in the state contribution account.

SECTION 3. Section 830.201, Government Code, is amended by adding Subsections (g), (h), and (i) to read as follows:

(g) In computing the amount owed by the state under Subsection (a), the compensation of members who are employed by public junior colleges or public junior college districts shall be included in the aggregate annual compensation as follows:

(1) 50 percent of the eligible creditable compensation of employees who:
(A) otherwise are eligible for membership in the retirement system; and
(B) are instructional or administrative employees whose salaries may be fully paid
from funds appropriated under the General Appropriations Act, regardless of whether
such salaries are actually paid from appropriated funds; and
(2) none of the eligible creditable compensation of all other employees who:
(A) do not meet the requirements of Subdivision (1)(B) but are otherwise eligible for
membership in the retirement system; or
(B) cannot be included as a qualifying employee under Subdivision (1) by application
of Subsection (i).

(h) Before November 2 of each even-numbered year, the board of trustees, in coordination
with the Legislative Budget Board, shall certify to the comptroller for review and adoption
an estimate of the amount necessary to pay the state's contributions to the retirement system
for the following biennium. For qualifying employees under Subsection (g)(1), the board of
trustees shall include only the amount payable by the state under Subsection (g)(1) in
determining the amount to be certified.

(i) In determining the amount described by Subsection (h), the number of qualifying
employees under Subsection (g)(1) whose compensation may be included for each public
junior college or public junior college district in each biennium may not be adjusted in a
proportion greater than the change in student enrollment at each college during the
reporting period except that a college that experiences a decline in student enrollment may
petition the Legislative Budget Board to maintain the number of eligible employees up to 98
percent of the level of the prior biennium.

SECTION 4. Subsection (a), Section 1551.311, Insurance Code, is amended to read as
follows:
(a) Not later than November 1 preceding each regular session of the legislature, the board
of trustees, in coordination with the Legislative Budget Board, shall certify to the comptroller for information and review the amount
necessary to pay the contributions of the state to the board for the coverages provided under
this chapter during the following biennium.

SECTION 5. Subchapter G, Chapter 1551, Insurance Code, is amended by adding Section
1551.3111 to read as follows:
Sec. 1551.3111. AMOUNT OF STATE CONTRIBUTION FOR CERTAIN JUNIOR
COLLEGE EMPLOYEES. (a) In computing the amount to be certified under Section
1551.311, for participants who are employed by public junior colleges or public junior college
districts, the board of trustees shall include:
(1) 50 percent of the cost associated with eligible employees who:
(A) otherwise are eligible to participate in the group benefits program; and
(B) are instructional or administrative employees whose salaries may be fully paid
from funds appropriated under the General Appropriations Act, regardless of whether
such salaries are actually paid from appropriated funds; and
(2) none of the cost associated with employees who:
(A) do not meet the requirements of Subdivision (1)(B) but are otherwise eligible to
participate in the group benefits program; or
(B) cannot be included as a qualifying employee under Subdivision (1) by application
of Subsection (c).
(b) For qualifying employees under Subsection (a)(1), the board of trustees shall include
only the amount payable by the state under Subsection (a)(1) in determining the amount to
be certified under Section 1551.311.
(c) In determining the amount described by Subsection (b), the number of qualifying
employees under Subsection (a)(1) whose group benefits program costs may be included for
each public junior college or public junior college district in each biennium may not be
adjusted in a proportion greater than the change in student enrollment at each college
during the reporting period except that a college that experiences a decline in student
enrollment may petition the Legislative Budget Board to maintain the number of eligible employees up to 98 percent of the level of the prior biennium.

SECTION 6. (a) The legislature finds that all governmental acts and proceedings of the board of trustees of a public junior college or of an officer or employee of the college to comply with demands for payment of retirement contributions by the comptroller or the Teacher Retirement System of Texas for fiscal years 2012 and 2013 are valid as of the dates on which they occurred.

(b) This section does not apply to any matter that on the effective date of this section:

(1) is involved in litigation if the litigation ultimately results in the matter being held invalid by a final judgment of a court of competent jurisdiction; or

(2) has been held invalid by a final judgment of a court of competent jurisdiction.

SECTION 7. 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 the Senate on May 1, 2013: Yeas 31, Nays 0; passed the House on May 22, 2013: Yeas 148, Nays 0, one present not voting.

Approved June 14, 2013.

Effective June 14, 2013.

CHAPTER 813

S.B. No. 1820

AN ACT
relating to the creation of Waller County Improvement District No. 1; providing authority to impose an assessment, impose a tax, and issue bonds.

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

SECTION 1. Subtitle C, Title 4, Special District Local Laws Code, is amended by adding Chapter 3915 to read as follows:

CHAPTER 3915. WALLER COUNTY IMPROVEMENT DISTRICT NO. 1

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 3915.001. DEFINITIONS. In this chapter:

(1) “Board” means the district’s board of directors.

(2) “City” means the City of Houston.

(3) “County” means Waller County.

(4) “Director” means a board member.

(5) “District” means the Waller County Improvement District No. 1.

(6) “Rail facilities” includes all real and personal property owned or held by the district for railroad purposes, including land, interests in land, buildings, structures, rights-of-way, easements, franchises, rail lines, stations, platforms, terminals, rolling stock, garages, shops, equipment, and facilities including vehicle parking areas and facilities, and other facilities necessary or convenient for the beneficial use and access of persons and vehicles to stations, terminals, yards, vehicles, control houses, signals and land, facilities, and equipment for the protection and environmental enhancement of those facilities.

Sec. 3915.002. NATURE OF DISTRICT. The Waller County Improvement District No. 1 is a special district created under Section 59, Article XVI, Texas Constitution.