

## **BILL ANALYSIS**

Senate Research Center  
76R7264 KEL-D

C.S.S.B. 79  
By: Carona  
Intergovernmental Relations  
3/4/1999  
Committee Report (Substituted)

### **DIGEST**

Currently, Texas law requires the governor to appoint the director of the Texas Department of Housing and Community Affairs (TDHCA) with the advice and consent of the Senate, to serve at the governor's pleasure during the governor's term of office. C.S.S.B. 79 requires the governing board of TDHCA to select the executive director, without consent of the governor.

### **PURPOSE**

As proposed, S.B.79 sets forth requirements for the selection and supervision of the executive director of the Texas Department of Housing and Community Affairs.

### **RULEMAKING AUTHORITY**

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

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 2306.036, Government Code, as follows:

Sec. 2306.036. New heading: DIRECTOR: SELECTION; TERM. Requires the governing board of the Texas Department of Housing and Community Affairs (TDHCA) to select, with the consent of the governor, a director to serve at the pleasure of the board, rather than the governor appoints the director to serve with the advice and consent of the senate during the governor's term of office.

SECTION 2. Amends Section 2306.037, Government Code, to make a conforming change.

SECTION 3. Amends Section 2306.038, Government Code, to make conforming changes.

SECTION 4. Amends Section 2306.052(b), Government Code, to require the director to perform other functions that may be assigned by the board or the governor.

SECTION 5. Requires the governing board of TDHCA to select an executive director after the effective date of this Act. Requires the person serving as executive director immediately before the effective date of this Act to continue to serve at the pleasure of the governor until the date the person selected by the board assumes the duties of executive director.

SECTION 6. Emergency clause.  
Effective date: upon passage.

### **SUMMARY OF COMMITTEE CHANGES**

SECTION 1.

Amends Section 2306.036, Government Code, to require the governing board of the Texas Department of Housing and Community Affairs (TDHCA) to select, with the consent of the governor, a director to serve at the pleasure of the board, rather than the governor appoints the director to serve with the advice and consent of the senate during the governor's term of office.

SECTION 3.

Amends Section 2306.038, Government Code, to make conforming changes.