



FLOOR AMENDMENT NO. _____

BY: Tommy Merritt

1 Amend C.S.H.B. No. 13 (house committee printing) as follows:

2 (1) Strike SECTION 3 of the bill and substitute the
3 following:

4 SECTION 3. Sections 421.002(a) and (b), Government Code,
5 are amended to read as follows:

6 (a) The governor shall [~~direct homeland security in this~~
7 ~~state and shall~~] develop a statewide homeland security strategy
8 that improves the state's ability to:

- 9 (1) detect and deter threats to homeland security;
- 10 (2) respond to homeland security emergencies; and
- 11 (3) recover from homeland security emergencies.

12 (b) The governor's homeland security strategy shall
13 coordinate homeland security activities among and between local,
14 state, and federal agencies and the private sector and must include
15 specific plans for:

- 16 (1) intelligence gathering and analysis;
- 17 (2) information sharing;
- 18 (3) reducing the state's vulnerability to homeland
19 security emergencies;
- 20 (4) protecting critical infrastructure;
- 21 (5) protecting the state's international border,
22 ports, and airports;
- 23 (6) detecting, deterring, and defending against
24 terrorism, including cyber-terrorism and biological, chemical, and
25 nuclear terrorism;
- 26 (7) positioning equipment, technology, and personnel
27 to improve the state's ability to respond to a homeland security
28 emergency;
- 29 (8) establishing and directing the Texas Fusion

1 ~~[Infrastructure Protection Communications]~~ Center and giving the
2 center certain forms of authority to implement the governor's
3 homeland security strategy; ~~and]~~

4 (9) using technological resources to:

5 (A) facilitate the interoperability of
6 government technological resources, including data, networks, and
7 applications;

8 (B) coordinate the warning and alert systems of
9 state and local agencies;

10 (C) incorporate multidisciplinary approaches to
11 homeland security; and

12 (D) improve the security of governmental and
13 private sector information technology and information resources;
14 and

15 (10) creating and operating a multi-agency
16 coordination system as outlined in the federal Department of
17 Homeland Security publication "National Incident Management
18 System," published March 1, 2004.

19 (2) On page 12, lines 6-7, strike "at the request of the
20 governor".

21 (3) Add the following appropriately numbered SECTIONS to
22 the bill and renumber existing SECTIONS appropriately:

23 SECTION _____. Subchapter A, Chapter 421, Government Code, is
24 amended by adding Section 421.006 to read as follows:

25 Sec. 421.006. STATE OFFICE OF HOMELAND SECURITY. The State
26 Office of Homeland Security is a division of the Department of
27 Public Safety of the State of Texas. The office shall direct the
28 implementation of homeland security and border security measures in
29 this state.

30 SECTION _____. (a) On October 1, 2007, the following are
31 transferred from the office of the governor to the State Office of

1 Homeland Security:

2 (1) any powers, duties, functions, and activities of
3 the office of the governor relating to directing the implementation
4 of homeland security and border security measures that are subject
5 to Section 421.006, Government Code, as added by this Act;

6 (2) any obligations and contracts of the office of the
7 governor pertaining to a power, duty, function, or activity
8 transferred under this subsection; and

9 (3) any property and records in the custody of the
10 office of the governor pertaining to a power, duty, function, or
11 activity transferred under this subsection and all funds
12 appropriated by the legislature for that power, duty, function, or
13 activity.

14 (b) A rule or form adopted by the office of the governor
15 pertaining to a power, duty, function, or activity transferred
16 under Subsection (a) of this section is a rule or form of the State
17 Office of Homeland Security and remains in effect until altered by
18 the Department of Public Safety of the State of Texas.

19 (c) A reference in law to the office of the governor
20 pertaining to a power, duty, function, or activity transferred
21 under Subsection (a) of this section means the State Office of
22 Homeland Security.