

By: Middleton

H.B. No. 899

A BILL TO BE ENTITLED

AN ACT

1
2 relating to prohibiting a licensing authority from taking
3 disciplinary action against certain license holders for violating
4 an emergency management plan or a rule, order, or ordinance issued
5 under the plan.

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

7 SECTION 1. Subchapter H, Chapter 418, Government Code, is
8 amended by adding Section 418.1731 to reads as follows:

9 Sec. 418.1731. ACTION AGAINST LICENSE HOLDER PROHIBITED.

10 (a) In this section:

11 (1) "License" means a license, registration,
12 certificate, permit, or other authorization issued by a licensing
13 authority that a person must obtain to practice or engage in a
14 particular business, occupation, or profession.

15 (2) "Licensing authority" means a department,
16 commission, board, office, or other agency of the state that issues
17 a license.

18 (b) A licensing authority may not revoke, suspend, or refuse
19 to renew a license, reprimand a license holder, impose an
20 administrative penalty on a license holder, or take any other
21 disciplinary action against a license holder based on the license
22 holder's failure to comply with a state, local, or
23 interjurisdictional emergency management plan or with a rule,
24 order, or ordinance adopted under the plan.

1 SECTION 2. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2021.