

Suspending limitations on conference committee
jurisdiction, S.B. No. 713 (Buckingham/Cyrier)

By: Cyrier

H.R. No. 2014

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of
2 Texas, 87th Legislature, Regular Session, 2021, That House Rule 13,
3 Section 9(a), be suspended in part as provided by House Rule 13,
4 Section 9(f), to enable the conference committee appointed to
5 resolve the differences on Senate Bill 713 (the sunset review
6 process and certain governmental entities subject to that process)
7 to consider and take action on the following matters:

8 (1) House Rule 13, Section 9(a)(4), is suspended to permit
9 the committee to add text on matters not included in either the
10 house or senate version of the bill by adding the following new
11 SECTIONS to the bill:

12 SECTION 1.03. ANATOMICAL BOARD OF THE STATE OF TEXAS.
13 Section 691.003, Health and Safety Code, is amended to read as
14 follows:

15 Sec. 691.003. SUNSET PROVISION. The Anatomical Board of
16 the State of Texas is subject to Chapter 325, Government Code (Texas
17 Sunset Act). Unless continued in existence as provided by that
18 chapter, the board is abolished September 1, 2023 [~~2021~~].

19 SECTION 1.04. TEXAS COMMISSION OF LICENSING AND REGULATION;
20 TEXAS DEPARTMENT OF LICENSING AND REGULATION. Section 51.002(a),
21 Occupations Code, is amended to read as follows:

22 (a) The Texas Commission of Licensing and Regulation and the
23 Texas Department of Licensing and Regulation are subject to Chapter
24 325, Government Code (Texas Sunset Act). Unless continued in

1 existence as provided by that chapter, the commission and the
2 department are abolished September 1, 2023 [~~2021~~].

3 SECTION 1.05. TEXAS COMMISSION ON LAW ENFORCEMENT. (a)
4 Section [1701.002](#), Occupations Code, is amended to read as follows:

5 Sec. 1701.002. APPLICATION OF SUNSET ACT. The Texas
6 Commission on Law Enforcement is subject to Chapter [325](#), Government
7 Code (Texas Sunset Act). Unless continued in existence as provided
8 by that chapter, the commission is abolished and this chapter
9 expires September 1, 2023 [~~2021~~].

10 (b) For purposes of Section [1701.002](#), Occupations Code, as
11 amended by this Act, the Sunset Advisory Commission shall conduct a
12 limited-scope review of the Texas Commission on Law Enforcement for
13 the 88th Legislature.

14 (c) In conducting the limited-scope review under this
15 section, the Sunset Advisory Commission staff evaluation and report
16 must be limited to reviewing the appropriateness of the Sunset
17 Advisory Commission's recommendations for the Texas Commission on
18 Law Enforcement made to the 87th Legislature.

19 (d) The Sunset Advisory Commission's recommendations to the
20 88th Legislature may include any recommendation the commission
21 considers appropriate based on the limited-scope review conducted
22 under this section.

23 SECTION 3.04. TEXAS RACING COMMISSION. (a) Section
24 [2021.008](#)(a), Occupations Code, is amended to read as follows:

25 (a) The commission is subject to Chapter [325](#), Government
26 Code (Texas Sunset Act). Unless continued in existence as provided
27 by that chapter, and except as provided by Subsections (b) and (c),

1 the commission is abolished and this subtitle expires September 1,
2 2027 [~~2021~~].

3 (b) Not later than December 1, 2021, the Texas Racing
4 Commission shall replace all employees who were employed by the
5 Texas Racing Commission on August 31, 2021, in:

6 (1) an exempt position; or

7 (2) a position at or above salary group B27 in the
8 Texas Position Classification Plan, 1961.

9 (c) The Texas Racing Commission may not hire or rehire an
10 individual to fill a position described by Subsection (b) of this
11 section if the individual was employed by the commission in a
12 position described by Subsection (b) of this section during the six
13 months preceding the effective date of this Act.

14 Explanation: This addition is necessary to limit the scope of
15 the next sunset review of the Texas Commission on Law Enforcement,
16 to replace certain employees of the Texas Racing Commission, and to
17 change the sunset review date for various state agencies.

18 (2) House Rule 13, Section 9(a)(4), is suspended to permit
19 the committee to add text on a matter not included in either the
20 house or senate version of the bill by adding the following new
21 SECTION to the bill:

22 ARTICLE 9. TRANSITION

23 SECTION 9.01. CONFLICT WITH OTHER LAWS. If a conflict
24 exists between this Act and another Act of the 87th Legislature,
25 Regular Session, 2021, that amends or repeals the sunset date of a
26 governmental entity, the provisions of the other Act control
27 without regard to the relative dates of enactment.

1 Explanation: This addition is necessary to address any
2 conflicts with other legislation enacted by the 87th Legislature,
3 Regular Session, 2021.