

AN ACT

relating to the sunset review process and certain governmental entities subject to that process.

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

ARTICLE 1. ENTITIES GIVEN 2029 SUNSET DATE

SECTION 1.01. TEXAS EDUCATION AGENCY. Section 7.004(a), Education Code, is amended to read as follows:

(a) The Texas Education Agency is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the agency is abolished September 1, 2029 [~~2027~~].

SECTION 1.02. EXPANDED LEARNING OPPORTUNITIES COUNCIL. Section 33.254, Education Code, is amended to read as follows:

Sec. 33.254. SUNSET PROVISION. The council is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the council is abolished and this subchapter expires September 1, 2029 [~~2027~~].

SECTION 1.03. TEXAS HIGHER EDUCATION COORDINATING BOARD. Section 61.0211, Education Code, is amended to read as follows:

Sec. 61.0211. SUNSET PROVISION. The Texas Higher Education Coordinating Board is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the board is abolished and this chapter expires September 1, 2029 [~~2025~~].

SECTION 1.04. STATE COMMISSION ON JUDICIAL CONDUCT.

Section 33.003, Government Code, is amended to read as follows:

Sec. 33.003. SUNSET PROVISION. The State Commission on Judicial Conduct is subject to review under Chapter 325 (Texas Sunset Act), but is not abolished under that chapter. The commission shall be reviewed during the period in which state agencies abolished in 2029 [~~2025~~], and every 12th year after that year, are reviewed.

SECTION 1.05. JUDICIAL BRANCH CERTIFICATION COMMISSION.

Section 152.001, Government Code, is amended to read as follows:

Sec. 152.001. SUNSET PROVISION. The Judicial Branch Certification Commission is subject to Chapter 325 (Texas Sunset Act), but is not abolished under that chapter. The commission shall be reviewed during the period in which state agencies abolished in 2029 [~~2025~~], and every 12th year after that year, are reviewed.

SECTION 1.06. TEXAS LOTTERY COMMISSION. Section 467.002,

Government Code, is amended to read as follows:

Sec. 467.002. APPLICATION OF SUNSET ACT. The commission is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the commission is abolished and this chapter, Chapter 466 of this code, and Chapter 2001, Occupations Code, expire September 1, 2029 [~~2025~~].

SECTION 1.07. STATE PENSION REVIEW BOARD. Section 801.107,

Government Code, is amended to read as follows:

Sec. 801.107. SUNSET PROVISION. The State Pension Review Board is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the board is

1 abolished and this chapter expires September 1, 2029 [~~2025~~].

2 SECTION 1.08. TEXAS PUBLIC FINANCE AUTHORITY. Section  
3 [1232.072](#), Government Code, is amended to read as follows:

4 Sec. 1232.072. SUNSET PROVISION. The Texas Public Finance  
5 Authority is subject to Chapter 325 (Texas Sunset Act). Unless  
6 continued in existence as provided by that chapter, the authority  
7 is abolished and this chapter expires September 1, 2029 [~~2027~~].

8 SECTION 1.09. TEXAS FACILITIES COMMISSION. Section  
9 [2152.002](#), Government Code, is amended to read as follows:

10 Sec. 2152.002. SUNSET PROVISION. The Texas Facilities  
11 Commission is subject to Chapter 325 (Texas Sunset Act). Unless  
12 continued in existence as provided by that chapter, the commission  
13 is abolished and this subtitle, except for Chapter [2170](#) and Section  
14 [2157.121](#), expires September 1, 2029 [~~2027~~].

15 SECTION 1.10. TEXAS DEPARTMENT OF HOUSING AND COMMUNITY  
16 AFFAIRS. Section [2306.022](#), Government Code, is amended to read as  
17 follows:

18 Sec. 2306.022. APPLICATION OF SUNSET ACT. The Texas  
19 Department of Housing and Community Affairs is subject to Chapter  
20 325 (Texas Sunset Act). Unless continued in existence as provided  
21 by that chapter, the department is abolished and this chapter  
22 expires September 1, 2029 [~~2025~~].

23 SECTION 1.11. TEXAS STATE AFFORDABLE HOUSING CORPORATION.  
24 Section [2306.5521](#), Government Code, is amended to read as follows:

25 Sec. 2306.5521. SUNSET PROVISION. The Texas State  
26 Affordable Housing Corporation is subject to Chapter 325 (Texas  
27 Sunset Act). Unless continued in existence as provided by that

1 chapter, the corporation is abolished and this subchapter expires  
2 September 1, 2029 [~~2027~~].

3 SECTION 1.12. COMMISSION ON STATE EMERGENCY  
4 COMMUNICATIONS. Section [771.032](#), Health and Safety Code, is  
5 amended to read as follows:

6 Sec. 771.032. APPLICATION OF SUNSET ACT. The Commission on  
7 State Emergency Communications is subject to Chapter [325](#),  
8 Government Code (Texas Sunset Act). Unless continued in existence  
9 as provided by that chapter, the commission is abolished and this  
10 chapter expires September 1, 2029 [~~2027~~].

11 SECTION 1.13. TEXAS DEPARTMENT OF INSURANCE; DIVISION OF  
12 WORKERS' COMPENSATION OF TEXAS DEPARTMENT OF INSURANCE. Section  
13 [31.004](#), Insurance Code, is amended to read as follows:

14 Sec. 31.004. SUNSET PROVISION. (a) The Texas Department of  
15 Insurance is subject to Chapter [325](#), Government Code (Texas Sunset  
16 Act). Unless continued in existence as provided by that chapter,  
17 the department is abolished September 1, 2029 [~~2025~~].

18 (b) Unless continued as provided by Chapter [325](#), Government  
19 Code, the duties of the division of workers' compensation of the  
20 Texas Department of Insurance under Title 5, Labor Code, expire  
21 September 1, 2029 [~~2025~~], or another date designated by the  
22 legislature.

23 SECTION 1.14. OFFICE OF PUBLIC INSURANCE COUNSEL. Section  
24 [501.003](#), Insurance Code, is amended to read as follows:

25 Sec. 501.003. SUNSET PROVISION. The office is subject to  
26 Chapter [325](#), Government Code (Texas Sunset Act). Unless continued  
27 in existence as provided by that chapter, the office is abolished

1 September 1, 2029 [~~2025~~].

2 SECTION 1.15. OFFICE OF INJURED EMPLOYEE COUNSEL. Section  
3 404.003, Labor Code, is amended to read as follows:

4 Sec. 404.003. SUNSET PROVISION. The office of injured  
5 employee counsel is subject to Chapter 325, Government Code (Texas  
6 Sunset Act). Unless continued in existence as provided by that  
7 chapter, the office is abolished and this chapter expires September  
8 1, 2029 [~~2025~~].

9 ARTICLE 2. ENTITIES GIVEN 2033 SUNSET DATE

10 SECTION 2.01. PEDIATRIC ACUTE-ONSET NEUROPSYCHIATRIC  
11 SYNDROME ADVISORY COUNCIL. Section 119A.009, Health and Safety  
12 Code, is amended to read as follows:

13 Sec. 119A.009. SUNSET PROVISION. The Pediatric Acute-Onset  
14 Neuropsychiatric Syndrome Advisory Council is subject to Chapter  
15 325, Government Code (Texas Sunset Act). Unless continued in  
16 existence as provided by that chapter, the advisory council is  
17 abolished and this chapter expires September 1, 2033 [~~2031~~].

18 SECTION 2.02. TEXAS MEDICAL BOARD. Section 151.004,  
19 Occupations Code, is amended to read as follows:

20 Sec. 151.004. APPLICATION OF SUNSET ACT. The Texas Medical  
21 Board is subject to Chapter 325, Government Code (Texas Sunset  
22 Act). Unless continued in existence as provided by that chapter,  
23 the board is abolished and this subtitle and Chapters 204, 205, 206,  
24 601, 602, 603, and 604 expire September 1, 2033 [~~2031~~].

25 SECTION 2.03. TEXAS BOARD OF CHIROPRACTIC EXAMINERS.  
26 Section 201.004, Occupations Code, is amended to read as follows:

27 Sec. 201.004. APPLICATION OF SUNSET ACT. The Texas Board of

1 Chiropractic Examiners is subject to Chapter 325, Government Code  
2 (Texas Sunset Act). Unless continued in existence as provided by  
3 that chapter, the board is abolished and this chapter expires  
4 September 1, 2033 [~~2029~~].

5 SECTION 2.04. STATE BOARD OF DENTAL EXAMINERS. Section  
6 251.005, Occupations Code, is amended to read as follows:

7 Sec. 251.005. APPLICATION OF SUNSET ACT. The State Board of  
8 Dental Examiners is subject to Chapter 325, Government Code (Texas  
9 Sunset Act). Unless continued in existence as provided by that  
10 chapter, the board is abolished September 1, 2033 [~~2029~~].

11 SECTION 2.05. TEXAS BOARD OF NURSING. Section 301.003,  
12 Occupations Code, is amended to read as follows:

13 Sec. 301.003. APPLICATION OF SUNSET ACT. The Texas Board of  
14 Nursing is subject to Chapter 325, Government Code (Texas Sunset  
15 Act). Unless continued in existence as provided by that chapter,  
16 the board is abolished September 1, 2033 [~~2029~~].

17 SECTION 2.06. TEXAS OPTOMETRY BOARD. Section 351.004,  
18 Occupations Code, is amended to read as follows:

19 Sec. 351.004. SUNSET PROVISION. The Texas Optometry Board  
20 is subject to Chapter 325, Government Code (Texas Sunset Act).  
21 Unless continued in existence as provided by that chapter, the  
22 board is abolished and this chapter expires September 1, 2033  
23 [~~2029~~].

24 SECTION 2.07. EXECUTIVE COUNCIL OF PHYSICAL THERAPY AND  
25 OCCUPATIONAL THERAPY EXAMINERS. Section 452.002, Occupations  
26 Code, is amended to read as follows:

27 Sec. 452.002. APPLICATION OF SUNSET ACT. The Executive

1 Council of Physical Therapy and Occupational Therapy Examiners is  
2 subject to Chapter 325, Government Code (Texas Sunset Act). Unless  
3 continued in existence as provided by that chapter, the executive  
4 council is abolished and the following laws expire September 1,  
5 2033 [~~2029~~]:

- 6 (1) this chapter;
- 7 (2) Chapter 453; and
- 8 (3) Chapter 454.

9 SECTION 2.08. TEXAS BOARD OF PHYSICAL THERAPY EXAMINERS.

10 Section 453.002, Occupations Code, is amended to read as follows:

11 Sec. 453.002. APPLICATION OF SUNSET ACT. The Texas Board of  
12 Physical Therapy Examiners is subject to Chapter 325, Government  
13 Code (Texas Sunset Act). Unless continued in existence as provided  
14 by that chapter, the board is abolished and this chapter expires  
15 September 1, 2033 [~~2029~~].

16 SECTION 2.09. TEXAS BOARD OF OCCUPATIONAL THERAPY

17 EXAMINERS. Section 454.003, Occupations Code, is amended to read  
18 as follows:

19 Sec. 454.003. APPLICATION OF SUNSET ACT. The Texas Board of  
20 Occupational Therapy Examiners is subject to Chapter 325,  
21 Government Code (Texas Sunset Act). Unless continued in existence  
22 as provided by that chapter, the board is abolished and this chapter  
23 expires September 1, 2033 [~~2029~~].

24 SECTION 2.10. TEXAS BEHAVIORAL HEALTH EXECUTIVE COUNCIL.

25 Section 507.002, Occupations Code, is amended to read as follows:

26 Sec. 507.002. APPLICATION OF SUNSET ACT. The Texas  
27 Behavioral Health Executive Council is subject to Chapter 325,

1 Government Code (Texas Sunset Act). Unless continued in existence  
2 as provided by that chapter, the executive council is abolished and  
3 this chapter and Chapters 501, 502, 503, and 505 expire September 1,  
4 2033 [~~2029~~].

5 SECTION 2.11. TEXAS STATE BOARD OF PHARMACY. Section  
6 551.005, Occupations Code, is amended to read as follows:

7 Sec. 551.005. APPLICATION OF SUNSET ACT. The Texas State  
8 Board of Pharmacy is subject to Chapter 325, Government Code (Texas  
9 Sunset Act). Unless continued in existence as provided by that  
10 chapter, the board is abolished and this subtitle expires September  
11 1, 2033 [~~2029~~].

12 SECTION 2.12. TEXAS STATE BOARD OF PUBLIC ACCOUNTANCY.  
13 Section 901.006, Occupations Code, is amended to read as follows:

14 Sec. 901.006. APPLICATION OF SUNSET ACT. The Texas State  
15 Board of Public Accountancy is subject to Chapter 325, Government  
16 Code (Texas Sunset Act). Unless continued in existence as provided  
17 by that chapter, the board is abolished and this chapter expires  
18 September 1, 2033 [~~2031~~].

19 SECTION 2.13. TEXAS BOARD OF PROFESSIONAL ENGINEERS AND  
20 LAND SURVEYORS. Section 1001.005, Occupations Code, is amended to  
21 read as follows:

22 Sec. 1001.005. APPLICATION OF SUNSET ACT. The Texas Board  
23 of Professional Engineers and Land Surveyors is subject to Chapter  
24 325, Government Code (Texas Sunset Act). Unless continued in  
25 existence as provided by that chapter, the board is abolished and  
26 this chapter expires September 1, 2033 [~~2025~~].

27 SECTION 2.14. TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS.

1 Section 1002.003, Occupations Code, is amended to read as follows:

2       Sec. 1002.003. APPLICATION OF SUNSET ACT. The Texas Board  
3 of Professional Geoscientists is subject to Chapter 325, Government  
4 Code (Texas Sunset Act). Unless continued in existence as provided  
5 by that chapter, the board is abolished and this chapter expires  
6 September 1, 2033 [~~2025~~].

7       SECTION 2.15. TEXAS BOARD OF ARCHITECTURAL EXAMINERS.

8 Section 1051.003, Occupations Code, is amended to read as follows:

9       Sec. 1051.003. APPLICATION OF SUNSET ACT. The Texas Board  
10 of Architectural Examiners is subject to Chapter 325, Government  
11 Code (Texas Sunset Act). Unless continued in existence as provided  
12 by that chapter, the board is abolished and this subtitle expires  
13 September 1, 2033 [~~2025~~].

14       SECTION 2.16. TEXAS REAL ESTATE COMMISSION. Section

15 1101.006, Occupations Code, is amended to read as follows:

16       Sec. 1101.006. APPLICATION OF SUNSET ACT. The Texas Real  
17 Estate Commission is subject to Chapter 325, Government Code (Texas  
18 Sunset Act). Unless continued in existence as provided by that  
19 chapter, the commission is abolished and this chapter and Chapter  
20 1102 of this code and Chapter 221, Property Code, expire September  
21 1, 2033 [~~2031~~].

22       SECTION 2.17. TEXAS APPRAISER LICENSING AND CERTIFICATION

23 BOARD. Section 1103.006, Occupations Code, is amended to read as  
24 follows:

25       Sec. 1103.006. APPLICATION OF SUNSET ACT. The Texas  
26 Appraiser Licensing and Certification Board is subject to Chapter  
27 325, Government Code (Texas Sunset Act). Unless continued in

1 existence as provided by that chapter, the board is abolished and  
2 this chapter and Chapter [1104](#) expire September 1, 2033 [~~2031~~].

3 SECTION 2.18. TEXAS STATE BOARD OF PLUMBING EXAMINERS.  
4 Section [1301.003](#), Occupations Code, is amended to read as follows:

5 Sec. 1301.003. APPLICATION OF SUNSET ACT. The Texas State  
6 Board of Plumbing Examiners is subject to Chapter [325](#), Government  
7 Code (Texas Sunset Act). Unless continued in existence as provided  
8 by that chapter, the board is abolished and this chapter expires  
9 September 1, 2033 [~~2027~~].

10 ARTICLE 3. ENTITIES GIVEN 2035 SUNSET DATE

11 SECTION 3.01. DEPARTMENT OF AGRICULTURE. Section [11.003](#),  
12 Agriculture Code, is amended to read as follows:

13 Sec. 11.003. SUNSET PROVISION. The Department of  
14 Agriculture is subject to Chapter [325](#), Government Code (Texas  
15 Sunset Act). Unless continued in existence as provided by that  
16 chapter, the department is abolished September 1, 2035 [~~2033~~].

17 SECTION 3.02. BOARD OF DIRECTORS OF THE OFFICIAL COTTON  
18 GROWERS' BOLL WEEVIL ERADICATION FOUNDATION. Section [74.127](#)(a),  
19 Agriculture Code, is amended to read as follows:

20 (a) The board of directors of the official cotton growers'  
21 boll weevil eradication foundation is subject to Chapter [325](#),  
22 Government Code (Texas Sunset Act). Unless continued in existence  
23 as provided by that chapter, the board is abolished September 1,  
24 2035 [~~2033~~].

25 SECTION 3.03. TEXAS ANIMAL HEALTH COMMISSION. Section  
26 [161.027](#), Agriculture Code, is amended to read as follows:

27 Sec. 161.027. SUNSET PROVISION. The Texas Animal Health

1 Commission is subject to Chapter 325, Government Code (Texas Sunset  
2 Act). Unless continued in existence as provided by that chapter,  
3 the commission is abolished September 1, 2035 [~~2033~~].

4 SECTION 3.04. PREPAID HIGHER EDUCATION TUITION BOARD.

5 Section 54.603, Education Code, is amended to read as follows:

6 Sec. 54.603. SUNSET PROVISION. The Prepaid Higher  
7 Education Tuition Board is subject to Chapter 325, Government Code  
8 (Texas Sunset Act). Unless continued in existence as provided by  
9 that chapter, the board is abolished September 1, 2035 [~~2033~~].

10 SECTION 3.05. CREDIT UNION DEPARTMENT. Section 15.212,  
11 Finance Code, is amended to read as follows:

12 Sec. 15.212. SUNSET PROVISION. The Credit Union Department  
13 and the Credit Union Commission are subject to Chapter 325,  
14 Government Code (Texas Sunset Act). Unless continued in existence  
15 as provided by that chapter, the department and commission are  
16 abolished September 1, 2035 [~~2033~~].

17 SECTION 3.06. TEXAS COMMISSION ON FIRE PROTECTION. Section  
18 419.003, Government Code, is amended to read as follows:

19 Sec. 419.003. SUNSET PROVISION. The Texas Commission on  
20 Fire Protection is subject to Chapter 325 (Texas Sunset Act).  
21 Unless continued in existence as provided by that chapter, the  
22 commission is abolished September 1, 2035 [~~2033~~].

23 SECTION 3.07. COMMISSION ON JAIL STANDARDS. Section  
24 511.003, Government Code, is amended to read as follows:

25 Sec. 511.003. SUNSET PROVISION. The Commission on Jail  
26 Standards is subject to Chapter 325 (Texas Sunset Act). Unless  
27 continued in existence as provided by that chapter, the commission

1 is abolished September 1, 2035 [~~2033~~].

2 SECTION 3.08. TEACHER RETIREMENT SYSTEM OF TEXAS. Section  
3 [825.006](#), Government Code, is amended to read as follows:

4 Sec. 825.006. SUNSET PROVISION. The board of trustees of  
5 the Teacher Retirement System of Texas is subject to review under  
6 Chapter 325 (Texas Sunset Act), but is not abolished under that  
7 chapter. The board shall be reviewed during the period in which  
8 state agencies abolished in 2035 [~~2033~~], and every 12th year after  
9 that year, are reviewed.

10 SECTION 3.09. PARKS AND WILDLIFE DEPARTMENT. Section  
11 [11.0111](#), Parks and Wildlife Code, is amended to read as follows:

12 Sec. 11.0111. SUNSET PROVISION. The Parks and Wildlife  
13 Department is subject to Chapter [325](#), Government Code (Texas Sunset  
14 Act). Unless continued in existence as provided by that chapter,  
15 the department is abolished September 1, 2035 [~~2033~~].

16 SECTION 3.10. BRAZOS RIVER AUTHORITY. Section  
17 [8502.0021](#)(a), Special District Local Laws Code, is amended to read  
18 as follows:

19 (a) The authority is subject to review under Chapter [325](#),  
20 Government Code (Texas Sunset Act), but may not be abolished under  
21 that chapter. The review shall be conducted under Section [325.025](#),  
22 Government Code, as if the authority were a state agency scheduled  
23 to be abolished September 1, 2035 [~~2033~~], and every 12th year after  
24 that year.

25 SECTION 3.11. GULF COAST PROTECTION DISTRICT. Section  
26 [9502.0105](#)(a), Special District Local Laws Code, is amended to read  
27 as follows:

1 (a) The district is subject to review under Chapter 325,  
2 Government Code (Texas Sunset Act), but may not be abolished under  
3 that chapter. The review shall be conducted under Section 325.025,  
4 Government Code, as if the authority were a state agency scheduled  
5 to be abolished September 1, 2035 [~~2033~~], and every 12th year after  
6 that year.

7 ARTICLE 4. ENTITIES REMOVED FROM SUNSET REVIEW

8 SECTION 4.01. BANDERA COUNTY RIVER AUTHORITY AND  
9 GROUNDWATER DISTRICT. Section 1A, Chapter 629, Acts of the 62nd  
10 Legislature, Regular Session, 1971, is repealed.

11 ARTICLE 5. SPECIAL-PURPOSE REVIEWS

12 SECTION 5.01. TEXAS REAL ESTATE COMMISSION. (a) The Sunset  
13 Advisory Commission shall conduct a special-purpose review of the  
14 Texas Real Estate Commission for the 89th Legislature. In  
15 conducting the special-purpose review under this subsection:

16 (1) the Sunset Advisory Commission staff evaluation  
17 and report must be limited to reviewing the disclosures required by  
18 law to be made by a seller of real property in this state and the  
19 forms developed by the Texas Real Estate Commission to provide the  
20 required disclosures; and

21 (2) the commission's recommendations to the 89th  
22 Legislature may include any recommendation the commission  
23 considers appropriate based on the special-purpose review.

24 (b) This section expires September 1, 2025.

25 ARTICLE 6. EFFECTIVE DATE

26 SECTION 6.01. EFFECTIVE DATE. This Act takes effect  
27 immediately if it receives a vote of two-thirds of all the members

S.B. No. 1659

1 elected to each house, as provided by Section 39, Article III, Texas  
2 Constitution. If this Act does not receive the vote necessary for  
3 immediate effect, this Act takes effect September 1, 2023.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1659 passed the Senate on April 18, 2023, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 24, 2023, by the following vote: Yeas 29, Nays 1.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1659 passed the House, with amendment, on May 17, 2023, by the following vote: Yeas 136, Nays 8, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor