

By: Harris

S.B. No. 1321

A BILL TO BE ENTITLED

AN ACT

relating to renumbering or relettering certain provisions of enacted codes.

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

SECTION 1. This Act is enacted as part of the state's continuing statutory revision program under Chapter 323, Government Code. This Act is a revision for purposes of Section 43, Article III, Texas Constitution.

SECTION 2. The following provisions of enacted codes are renumbered or relettered and appropriate cross-references are changed to eliminate duplicate citations or to relocate misplaced provisions:

(1) Chapter 20, Agriculture Code, as added by Chapter 49, Acts of the 77th Legislature, Regular Session, 2001, is renumbered as Chapter 21, Agriculture Code, and Sections 20.001, 20.002, and 20.003, Agriculture Code, as added by that Act, are renumbered as Sections 21.001, 21.002, and 21.003, Agriculture Code, respectively.

(2) Section 35.49, Business & Commerce Code, as added by Chapter 1420, Acts of the 77th Legislature, Regular Session, 2001, is renumbered as Section 35.57, Business & Commerce Code.

(3) Chapter 43, Business & Commerce Code, as added by Chapter 1429, Acts of the 77th Legislature, Regular Session, 2001, is renumbered as Chapter 44, Business & Commerce Code, and Sections

1 43.001, 43.002, 43.003, 43.004, 43.005, 43.006, 43.051, 43.052,
2 43.101, 43.102, 43.103, 43.104, 43.151, 43.152, 42.153, 43.201,
3 43.202, 43.251, 43.252, and 43.253, Business & Commerce Code, as
4 added by that Act, are renumbered as Sections 44.001, 44.002,
5 44.003, 44.004, 44.005, 44.006, 44.051, 44.052, 44.101, 44.102,
6 44.103, 44.104, 44.151, 44.152, 44.153, 44.201, 44.202, 44.251,
7 44.252, and 44.253, Business & Commerce Code, respectively.

8 (4) Chapter 43, Business & Commerce Code, as added by
9 Chapter 1119, Acts of the 77th Legislature, Regular Session, 2001,
10 is renumbered as Chapter 45, Business & Commerce Code, and Sections
11 43.001, 43.002, 43.003, and 43.004, Business & Commerce Code, as
12 added by that Act, are renumbered as Sections 45.001, 45.002,
13 45.003, and 45.004, Business & Commerce Code, respectively.

14 (5) Section 43.020, Business & Commerce Code, as added
15 by Chapter 1158, Acts of the 77th Legislature, Regular Session,
16 2001, is renumbered as Section 43.021, Business & Commerce Code.

17 (6) Article 17.47, Code of Criminal Procedure, as
18 added by Chapter 2, Acts of the 77th Legislature, Regular Session,
19 2001, is renumbered as Article 17.48, Code of Criminal Procedure.

20 (7) Article 38.39, Code of Criminal Procedure, as
21 added by Chapter 1411, Acts of the 77th Legislature, Regular
22 Session, 2001, is renumbered as Article 38.40, Code of Criminal
23 Procedure.

24 (8) Article 45.054, Code of Criminal Procedure, as
25 added by Chapter 1297, Acts of the 77th Legislature, Regular
26 Session, 2001, is renumbered as Article 45.060, Code of Criminal
27 Procedure.

1 (9) Subsection (h), Article 59.02, Code of Criminal
2 Procedure, as added by Chapter 438, Acts of the 77th Legislature,
3 Regular Session, 2001, is relettered as Subsection (i), Article
4 59.02, Code of Criminal Procedure.

5 (10) Article 62.061, Code of Criminal Procedure, as
6 added by Chapter 1193, Acts of the 76th Legislature, Regular
7 Session, 1999, and Chapter 1415, Acts of the 76th Legislature,
8 Regular Session, 1999, is renumbered as Article 62.063, Code of
9 Criminal Procedure.

10 (11) Section 7.025, Education Code, as added by
11 Chapter 814, Acts of the 77th Legislature, Regular Session, 2001,
12 is renumbered as Section 7.026, Education Code.

13 (12) Section 21.0482, Education Code, as added by
14 Chapter 1301, Acts of the 77th Legislature, Regular Session, 2001,
15 is renumbered as Section 21.0483, Education Code.

16 (13) Section 21.411, Education Code, as added by
17 Chapter 1301, Acts of the 77th Legislature, Regular Session, 2001,
18 is renumbered as Section 21.412, Education Code.

19 (14) Subsection (l), Section 28.002, Education Code,
20 as added by Chapter 925, Acts of the 77th Legislature, Regular
21 Session, 2001, is relettered as Subsection (m), Section 28.002,
22 Education Code.

23 (15) Section 29.087, Education Code, as added by
24 Chapter 834, Acts of the 77th Legislature, Regular Session, 2001,
25 is renumbered as Section 29.088, Education Code.

26 (16) Section 29.903, Education Code, as added by
27 Chapter 795, Acts of the 77th Legislature, Regular Session, 2001,

1 is renumbered as Section 29.904, Education Code.

2 (17) Section 29.903, Education Code, as added by
3 Chapter 85, Acts of the 77th Legislature, Regular Session, 2001, is
4 renumbered as Section 29.905, Education Code.

5 (18) Section 29.903, Education Code, as added by
6 Chapter 478, Acts of the 77th Legislature, Regular Session, 2001,
7 is renumbered as Section 29.906, Education Code.

8 (19) Section 38.013, Education Code, as added by
9 Chapter 511, Acts of the 77th Legislature, Regular Session, 2001,
10 is renumbered as Section 38.015, Education Code.

11 (20) Subsection (m), Section 39.023, Education Code,
12 as added by Chapter 834, Acts of the 77th Legislature, Regular
13 Session, 2001, is relettered as Subsection (n), Section 39.023,
14 Education Code.

15 (21) Subsection (d), Section 42.302, Education Code,
16 as added by Chapter 1505, Acts of the 77th Legislature, Regular
17 Session, 2001, is relettered as Subsection (e), Section 42.302,
18 Education Code.

19 (22) Section 46.012, Education Code, as added by
20 Chapter 1156, Acts of the 77th Legislature, Regular Session, 2001,
21 is renumbered as Section 46.013, Education Code.

22 (23) Section 46.036, Education Code, as added by
23 Chapter 1156, Acts of the 77th Legislature, Regular Session, 2001,
24 is renumbered as Section 46.037, Education Code.

25 (24) Subsection (x), Section 51.306, Education Code,
26 as added by Chapter 1072, Acts of the 77th Legislature, Regular
27 Session, 2001, is relettered as Subsection (y), Section 51.306,

1 Education Code.

2 (25) Subchapter V, Chapter 51, Education Code, as
3 added by Chapter 1039, Acts of the 77th Legislature, Regular
4 Session, 2001, is relettered as Subchapter W, Chapter 51, Education
5 Code, and Sections 51.821, 51.822, and 51.823, Education Code, as
6 added by that Act, are renumbered as Sections 51.841, 51.842, and
7 51.843, Education Code, respectively.

8 (26) Subchapter V, Chapter 51, Education Code, as
9 added by Chapter 146, Acts of the 77th Legislature, Regular
10 Session, 2001, is relettered as Subchapter X, Chapter 51, Education
11 Code, and Sections 51.831, 51.832, 51.833, 51.834, 51.835, 51.836,
12 51.837, 51.838, 51.839, and 51.840, Education Code, as added by
13 that Act, are renumbered as Sections 51.851, 51.852, 51.853,
14 51.854, 51.855, 51.856, 51.857, 51.858, 51.859, and 51.860,
15 Education Code, respectively.

16 (27) Subchapter V, Chapter 51, Education Code, as
17 added by Chapter 1513, Acts of the 77th Legislature, Regular
18 Session, 2001, is relettered as Subchapter Y, Chapter 51, Education
19 Code, and Sections 51.831, 51.832, 51.833, 51.834, 51.835, and
20 51.836, Education Code, as added by that Act, are renumbered as
21 Sections 51.871, 51.872, 51.873, 51.874, 51.875, and 51.876,
22 Education Code, respectively.

23 (28) Section 51.949, Education Code, as added by
24 Chapter 697, Acts of the 77th Legislature, Regular Session, 2001,
25 is renumbered as Section 51.950, Education Code.

26 (29) Section 51.961, Education Code, as added by
27 Chapter 1317, Acts of the 77th Legislature, Regular Session, 2001,

1 is renumbered as Section 51.951, Education Code.

2 (30) Section 51.961, Education Code, as added by
3 Chapter 711, Acts of the 77th Legislature, Regular Session, 2001,
4 is renumbered as Section 51.952, Education Code.

5 (31) Section 54.069, Education Code, as added by
6 Chapter 80, Acts of the 77th Legislature, Regular Session, 2001, is
7 renumbered as Section 54.070, Education Code.

8 (32) Section 54.069, Education Code, as added by
9 Chapter 655, Acts of the 77th Legislature, Regular Session, 2001,
10 is renumbered as Section 54.071, Education Code.

11 (33) Section 54.069, Education Code, as added by
12 Chapter 579, Acts of the 77th Legislature, Regular Session, 2001,
13 is renumbered as Section 54.072, Education Code.

14 (34) Subchapter M, Chapter 56, Education Code, as
15 added by Chapter 1473, Acts of the 76th Legislature, Regular
16 Session, 1999, is relettered as Subchapter L, Chapter 56, Education
17 Code.

18 (35) Subchapter O, Chapter 56, Education Code, as
19 added by Chapter 624, Acts of the 77th Legislature, Regular
20 Session, 2001, is relettered as Subchapter P, Chapter 56, Education
21 Code, and Sections 56.351, 56.352, 56.353, 56.354, 56.355, 56.356,
22 and 56.357, Education Code, as added by that Act, are renumbered as
23 Sections 56.401, 56.402, 56.403, 56.404, 56.405, 56.406, and
24 56.407, Education Code, respectively.

25 (36) Section 61.088, Education Code, as added by
26 Chapter 562, Acts of the 77th Legislature, Regular Session, 2001,
27 is renumbered as Section 61.089, Education Code.

1 (37) Section 61.088, Education Code, as added by
2 Chapter 1374, Acts of the 77th Legislature, Regular Session, 2001,
3 is renumbered as Section 61.090, Education Code.

4 (38) Section 61.088, Education Code, as added by
5 Chapter 795, Acts of the 77th Legislature, Regular Session, 2001,
6 is renumbered as Section 61.0901, Education Code.

7 (39) Section 61.659, Education Code, as added by
8 Chapter 1478, Acts of the 77th Legislature, Regular Session, 2001,
9 is renumbered as Section 61.660, Education Code.

10 (40) Subchapter T, Chapter 61, Education Code, as
11 added by Chapter 833, Acts of the 76th Legislature, Regular
12 Session, 1999, is relettered as Subchapter U, Chapter 61, Education
13 Code.

14 (41) Subchapter T, Chapter 61, Education Code, as
15 added by Chapter 1243, Acts of the 76th Legislature, Regular
16 Session, 1999, is relettered as Subchapter W, Chapter 61, Education
17 Code, and Sections 61.851, 61.852, 61.853, 61.854, 61.855, 61.856,
18 61.857, 61.858, 61.859, 61.860, 61.861, 61.862, and 61.863,
19 Education Code, as added by that Act, are renumbered as Sections
20 61.921, 61.922, 61.923, 61.924, 61.925, 61.926, 61.927, 61.928,
21 61.929, 61.930, 61.931, 61.932, and 61.933, Education Code,
22 respectively.

23 (42) Subchapter U, Chapter 61, Education Code, as
24 added by Chapter 1489, Acts of the 77th Legislature, Regular
25 Session, 2001, is relettered as Subchapter Z, Chapter 61, Education
26 Code, and Sections 61.921, 61.922, 61.923, 61.924, 61.925, and
27 61.926, Education Code, as added by that Act, are renumbered as

1 Sections 61.9621, 61.9622, 61.9623, 61.9624, 61.9625, and 61.9626,
2 Education Code, respectively.

3 (43) Subchapter X, Chapter 61, Education Code, as
4 added by Chapter 1035, Acts of the 77th Legislature, Regular
5 Session, 2001, is relettered as Subchapter AA, Chapter 61,
6 Education Code, and Sections 61.9401, 61.9402, 61.9403, 61.9404,
7 61.9405, 61.9406, 61.9407, 61.9408, 61.9409, and 61.9410,
8 Education Code, as added by that Act, are renumbered as Sections
9 61.9651, 61.9652, 61.9653, 61.9654, 61.9655, 61.9656, 61.9657,
10 61.9658, 61.9659, and 61.9660, Education Code, respectively.

11 (44) Subchapter X, Chapter 61, Education Code, as
12 added by Chapter 901, Acts of the 77th Legislature, Regular
13 Session, 2001, is relettered as Subchapter BB, Chapter 61,
14 Education Code, and Sections 61.941, 61.942, 61.943, 61.944, and
15 61.945, Education Code, as added by that Act, are renumbered as
16 Sections 61.9681, 61.9682, 61.9683, 61.9684, and 61.9685,
17 Education Code, respectively.

18 (45) Subchapter X, Chapter 61, Education Code, as
19 added by Chapter 148, Acts of the 77th Legislature, Regular
20 Session, 2001, is relettered as Subchapter CC, Chapter 61,
21 Education Code, and Sections 61.951, 61.952, 61.953, and 61.954,
22 Education Code, as added by that Act, are renumbered as Sections
23 61.9701, 61.9702, 61.9703, and 61.9704, Education Code,
24 respectively.

25 (46) Subchapter X, Chapter 61, Education Code, as
26 added by Chapter 1403, Acts of the 77th Legislature, Regular
27 Session, 2001, is relettered as Subchapter DD, Chapter 61,

1 Education Code, and Sections 61.951, 61.952, 61.953, 61.954,
2 61.955, 61.956, 61.957, 61.958, 61.959, 61.960, 61.961, and 61.962,
3 Education Code, as added by that Act, are renumbered as Sections
4 61.9721, 61.9722, 61.9723, 61.9724, 61.9725, 61.9726, 61.9727,
5 61.9728, 61.9729, 61.9730, 61.9731, and 61.9732, Education Code,
6 respectively.

7 (47) Subsection (j), Section 96.641, Education Code,
8 as added by Chapter 947, Acts of the 77th Legislature, Regular
9 Session, 2001, is relettered as Subsection (k), Section 96.641,
10 Education Code.

11 (48) Sections 105.111, 105.112, 105.113, 105.114,
12 105.115, 105.116, 105.117, 105.118, 105.119, 105.120, 105.121,
13 105.122, 105.123, 105.124, 105.125, 105.126, and 105.127,
14 Education Code, as added by Chapter 1496, Acts of the 77th
15 Legislature, Regular Session, 2001, are renumbered as Sections
16 105.451, 105.452, 105.453, 105.454, 105.455, 105.456, 105.457,
17 105.458, 105.459, 105.460, 105.461, 105.462, 105.463, 105.464,
18 105.465, 105.466, and 105.467, Education Code, respectively.

19 (49) Subchapter I, Chapter 105, Education Code, as
20 added by Chapter 25, Acts of the 77th Legislature, Regular Session,
21 2001, is relettered as Subchapter J, Chapter 105, Education Code,
22 and Section 105.451, Education Code, as added by that Act, is
23 renumbered as Section 105.501, Education Code.

24 (50) Chapter 151, Education Code, as added by Chapter
25 1381, Acts of the 76th Legislature, Regular Session, 1999, is
26 renumbered as Chapter 154, Education Code, and Sections 151.001,
27 151.002, 151.003, 151.004, 151.005, 151.006, 151.007, and 151.008,

1 Education Code, as added by that Act, are renumbered as Sections
2 154.001, 154.002, 154.003, 154.004, 154.005, 154.006, 154.007, and
3 154.008, Education Code, respectively.

4 (51) Section 51.101, Family Code, as added by Chapter
5 906, Acts of the 77th Legislature, Regular Session, 2001, is
6 renumbered as Section 51.102, Family Code.

7 (52) Section 154.013, Family Code, as added by Chapter
8 1491, Acts of the 77th Legislature, Regular Session, 2001, is
9 renumbered as Section 154.014, Family Code.

10 (53) Section 231.011, Family Code, as added by Chapter
11 228, Acts of the 76th Legislature, Regular Session, 1999, is
12 renumbered as Section 231.010, Family Code.

13 (54) Section 263.405, Family Code, as added by Chapter
14 809, Acts of the 77th Legislature, Regular Session, 2001, is
15 renumbered as Section 263.407, Family Code.

16 (55) Section 25.00221, Government Code, as added by
17 Chapter 71, Acts of the 76th Legislature, Regular Session, 1999, is
18 renumbered as Section 25.00222, Government Code.

19 (56) Subchapter T, Chapter 54, Government Code, as
20 added by Chapter 954, Acts of the 77th Legislature, Regular
21 Session, 2001, is relettered as Subchapter U, Chapter 54,
22 Government Code, and Sections 54.1041, 54.1042, 54.1043, 54.1044,
23 54.1045, 54.1046, 54.1047, 54.1048, 54.1049, 54.1050, 54.1051,
24 54.1052, 54.1053, 54.1054, 54.1055, and 54.1056, Government Code,
25 as added by that Act, are renumbered as Sections 54.1101, 54.1102,
26 54.1103, 54.1104, 54.1105, 54.1106, 54.1107, 54.1108, 54.1109,
27 54.1110, 54.1111, 54.1112, 54.1113, 54.1114, 54.1115, and 54.1116,

1 Government Code, respectively.

2 (57) Section 411.137, Government Code, as added by
3 Chapter 1091, Acts of the 77th Legislature, Regular Session, 2001,
4 is renumbered as Section 411.139, Government Code.

5 (58) Section 411.137, Government Code, as added by
6 Chapter 917, Acts of the 77th Legislature, Regular Session, 2001,
7 is renumbered as Section 411.140, Government Code.

8 (59) Subchapter J, Chapter 411, Government Code, as
9 added by Chapter 463, Acts of the 77th Legislature, Regular
10 Session, 2001, is relettered as Subchapter K, Chapter 411,
11 Government Code, and Sections 411.301, 411.302, 411.303, and
12 411.304, Government Code, as added by that Act, are renumbered as
13 Sections 411.281, 411.282, 411.283, and 411.284, Government Code,
14 respectively.

15 (60) Section 442.0087, Government Code, as added by
16 Chapter 1315, Acts of the 77th Legislature, Regular Session, 2001,
17 is renumbered as Section 442.0084, Government Code.

18 (61) Subsection (d), Section 481.0065, Government
19 Code, as added by Chapter 585, Acts of the 76th Legislature, Regular
20 Session, 1999, is relettered as Subsection (d-1), Section 481.0065,
21 Government Code.

22 (62) Subsection (d), Section 508.283, Government
23 Code, as added by Chapter 1197, Acts of the 77th Legislature,
24 Regular Session, 2001, is relettered as Subsection (e), Section
25 508.283, Government Code.

26 (63) Section 531.02161, Government Code, as added by
27 Chapter 959, Acts of the 77th Legislature, Regular Session, 2001,

1 is renumbered as Section 531.02162, Government Code.

2 (64) Section 531.0221, Government Code, as added by
3 Chapter 603, Acts of the 77th Legislature, Regular Session, 2001,
4 is renumbered as Section 531.0222, Government Code.

5 (65) Section 531.0221, Government Code, as added by
6 Chapter 1260, Acts of the 77th Legislature, Regular Session, 2001,
7 is renumbered as Section 531.0223, Government Code.

8 (66) Section 531.0244, Government Code, as added by
9 Chapter 156, Acts of the 77th Legislature, Regular Session, 2001,
10 is renumbered as Section 531.02491, Government Code.

11 (67) Section 531.0244, Government Code, as added by
12 Chapter 90, Acts of the 77th Legislature, Regular Session, 2001, is
13 renumbered as Section 531.02492, Government Code.

14 (68) Section 531.055, Government Code, as added by
15 Chapter 1239, Acts of the 77th Legislature, Regular Session, 2001,
16 is renumbered as Section 531.059, Government Code.

17 (69) Section 531.055, Government Code, as added by
18 Chapter 590, Acts of the 77th Legislature, Regular Session, 2001,
19 is renumbered as Section 531.060, Government Code.

20 (70) Section 531.055, Government Code, as added by
21 Chapter 256, Acts of the 77th Legislature, Regular Session, 2001,
22 is renumbered as Section 531.061, Government Code.

23 (71) Section 531.055, Government Code, as added by
24 Chapter 959, Acts of the 77th Legislature, Regular Session, 2001,
25 is renumbered as Section 531.062, Government Code.

26 (72) Subchapter D, Chapter 531, Government Code, as
27 added by Chapter 241, Acts of the 75th Legislature, Regular

1 Session, 1997, is relettered as Subchapter D-1, Chapter 531,
2 Government Code.

3 (73) Subchapter G, Chapter 531, Government Code, as
4 added by Chapter 446, Acts of the 76th Legislature, Regular
5 Session, 1999, is relettered as Subchapter G-1, Chapter 531,
6 Government Code.

7 (74) Subchapter I, Chapter 531, Government Code, as
8 added by Chapter 1277, Acts of the 77th Legislature, Regular
9 Session, 2001, is relettered as Subchapter J, Chapter 531,
10 Government Code, and Sections 531.301, 531.302, and 531.303,
11 Government Code, as added by that Act, are renumbered as Sections
12 531.351, 531.352, and 531.353, Government Code, respectively.

13 (75) Section 552.136, Government Code, as added by
14 Chapter 143, Acts of the 77th Legislature, Regular Session, 2001,
15 is renumbered as Section 552.138, Government Code.

16 (76) Section 552.136, Government Code, as added by
17 Chapter 1272, Acts of the 77th Legislature, Regular Session, 2001,
18 is renumbered as Section 552.139, Government Code.

19 (77) Section 552.136, Government Code, as added by
20 Chapter 545, Acts of the 77th Legislature, Regular Session, 2001,
21 is renumbered as Section 551.140, Government Code.

22 (78) Chapter 559, Government Code, as added by Chapter
23 634, Acts of the 77th Legislature, Regular Session, 2001, is
24 renumbered as Chapter 560, Government Code, and Sections 559.001,
25 559.002, and 559.003, Government Code, as added by that Act, are
26 renumbered as Sections 560.001, 560.002, and 560.003, Government
27 Code, respectively.

1 (79) Subchapter F, Chapter 614, Government Code, as
2 added by Chapter 1129, Acts of the 77th Legislature, Regular
3 Session, 2001, is relettered as Subchapter G, Chapter 614,
4 Government Code, and Sections 614.071, 614.072, 614.073, and
5 614.074, Government Code, as added by that Act, are renumbered as
6 Sections 614.101, 614.102, 614.103, and 614.104, Government Code,
7 respectively.

8 (80) Section 2054.063, Government Code, as added by
9 Chapter 545, Acts of the 77th Legislature, Regular Session, 2001,
10 is renumbered as Section 2054.059, Government Code.

11 (81) Subsection (b), Section 2054.126, Government
12 Code, as added by Chapter 710, Acts of the 77th Legislature, Regular
13 Session, 2001, is relettered as Subsection (e), Section 2054.126,
14 Government Code.

15 (82) Section 2054.127, Government Code, as added by
16 Chapter 613, Acts of the 77th Legislature, Regular Session, 2001,
17 is renumbered as Section 2054.128, Government Code.

18 (83) Subchapter I, Chapter 2054, Government Code, as
19 added by Chapter 353, Acts of the 77th Legislature, Regular
20 Session, 2001, is relettered as Subchapter K, Chapter 2054,
21 Government Code, and Sections 2054.251, 2054.252, 2054.253, and
22 2054.254, Government Code, as added by that Act, are renumbered as
23 Sections 2054.351, 2054.352, 2054.353, and 2054.354, Government
24 Code, respectively.

25 (84) Section 2155.449, Government Code, as added by
26 Chapter 483, Acts of the 77th Legislature, Regular Session, 2001,
27 is renumbered as Section 2155.450, Government Code.

1 (85) Subsection (g), Section 2251.026, Government
2 Code, as added by Chapter 118, Acts of the 77th Legislature, Regular
3 Session, 2001, is relettered as Subsection (j), Section 2251.026,
4 Government Code.

5 (86) Subsection (f), Section 2253.021, Government
6 Code, as added by Chapter 614, Acts of the 77th Legislature, Regular
7 Session, 2001, is relettered as Subsection (g), Section 2253.021,
8 Government Code.

9 (87) Section 2306.256, Government Code, as added by
10 Chapter 432, Acts of the 77th Legislature, Regular Session, 2001,
11 is renumbered as Section 2306.258, Government Code.

12 (88) Subchapter GG, Chapter 2306, Government Code, as
13 added by Chapter 432, Acts of the 77th Legislature, Regular
14 Session, 2001, is relettered as Subchapter KK, Chapter 2306,
15 Government Code, and Sections 2306.781, 2306.782, 2306.783,
16 2306.784, 2306.785, 2306.786, 2306.787, 2306.788, and 2306.789,
17 Government Code, as added by that Act, are renumbered as Sections
18 2306.901, 2306.902, 2306.903, 2306.904, 2306.905, 2306.906,
19 2306.907, 2306.908, and 2306.909, Government Code, respectively.

20 (89) Section 2308.317, Government Code, as added by
21 Chapter 667, Acts of the 77th Legislature, Regular Session, 2001,
22 is renumbered as Section 2308.318, Government Code.

23 (90) Chapter 110, Health and Safety Code, as added by
24 Chapter 1003, Acts of the 77th Legislature, Regular Session, 2001,
25 is renumbered as Chapter 111, Health and Safety Code, and Sections
26 110.001, 110.002, 110.003, 110.004, 110.005, and 110.006, Health
27 and Safety Code, as added by that Act, are renumbered as Sections

1 111.001, 111.002, 111.003, 111.004, 111.005, and 111.006, Health
2 and Safety Code, respectively.

3 (91) Section 242.0335, Health and Safety Code, as
4 added by Chapter 14, Acts of the 77th Legislature, Regular Session,
5 2001, is renumbered as Section 242.0336, Health and Safety Code.

6 (92) Section 242.050, Health and Safety Code, as added
7 by Chapter 1025, Acts of the 77th Legislature, Regular Session,
8 2001, is renumbered as Section 242.052, Health and Safety Code.

9 (93) Section 286.165, Health and Safety Code, as added
10 by Chapter 1290, Acts of the 77th Legislature, Regular Session,
11 2001, is renumbered as Section 285.165, Health and Safety Code.

12 (94) Section 382.065, Health and Safety Code, as added
13 by Chapter 1166, Acts of the 77th Legislature, Regular Session,
14 2001, is renumbered as Section 382.066, Health and Safety Code.

15 (95) Section 614.019, Health and Safety Code, as added
16 by Chapter 1499, Acts of the 77th Legislature, Regular Session,
17 2001, is renumbered as Section 614.020, Health and Safety Code.

18 (96) Section 22.037, Human Resources Code, as added by
19 Chapter 1284, Acts of the 77th Legislature, Regular Session, 2001,
20 is renumbered as Section 22.039, Human Resources Code.

21 (97) Subsection (x), Section 32.024, Human Resources
22 Code, as added by Chapter 348, Acts of the 77th Legislature, Regular
23 Session, 2001, is relettered as Subsection (y), Section 32.024,
24 Human Resources Code.

25 (98) Section 32.053, Human Resources Code, as added by
26 Chapter 1470, Acts of the 77th Legislature, Regular Session, 2001,
27 is renumbered as Section 32.054, Human Resources Code.

1 (99) Section 32.053, Human Resources Code, as added by
2 Chapter 408, Acts of the 77th Legislature, Regular Session, 2001,
3 is renumbered as Section 32.055, Human Resources Code.

4 (100) Section 32.053, Human Resources Code, as added
5 by Chapter 584, Acts of the 77th Legislature, Regular Session,
6 2001, is renumbered as Section 32.056, Human Resources Code.

7 (101) Section 152.0013, Human Resources Code, as added
8 by Chapter 709, Acts of the 77th Legislature, Regular Session,
9 2001, is renumbered as Section 152.0014, Human Resources Code.

10 (102) Section 302.009, Labor Code, as added by Chapter
11 837, Acts of the 77th Legislature, Regular Session, 2001, is
12 renumbered as Section 302.012, Labor Code.

13 (103) Section 302.044, Labor Code, as added by Chapter
14 299, Acts of the 77th Legislature, Regular Session, 2001, is
15 renumbered as Section 302.047, Labor Code.

16 (104) Section 21.002, Local Government Code, as added
17 by Chapter 42, Acts of the 77th Legislature, Regular Session, 2001,
18 is renumbered as Section 21.003, Local Government Code.

19 (105) Subsection (e), Section 118.011, Local
20 Government Code, as added by Chapter 794, Acts of the 77th
21 Legislature, Regular Session, 2001, is relettered as Subsection
22 (f), Section 118.011, Local Government Code.

23 (106) Subsection (f), Section 118.011, Local
24 Government Code, as added by Chapter 794, Acts of the 77th
25 Legislature, Regular Session, 2001, is relettered as Subsection
26 (g), Section 118.011, Local Government Code.

27 (107) Subchapter E, Chapter 212, Local Government

1 Code, as redesignated by Chapter 1420, Acts of the 77th
2 Legislature, Regular Session, 2001, is relettered as Subchapter F,
3 Chapter 212, Local Government Code, and Sections 212.131, 212.132,
4 212.133, 212.134, 212.135, and 212.136, are renumbered as Sections
5 212.151, 212.152, 212.153, 212.154, 212.155, and 212.156, Local
6 Government Code, respectively.

7 (108) Chapter 378, Local Government Code, as added by
8 Chapter 1221, Acts of the 76th Legislature, Regular Session, 1999,
9 is renumbered as Chapter 379B, Local Government Code, and Sections
10 378.001, 378.002, 378.003, 378.004, 378.005, 378.006, 378.007,
11 378.008, 378.009, 378.010, 378.011, and 378.012, Local Government
12 Code, as added by that Act, are renumbered as Sections 379B.001,
13 379B.002, 379B.003, 379B.004, 379B.005, 379B.006, 379B.007,
14 379B.008, 379B.009, 379B.010, 379B.011, and 379B.012, Local
15 Government Code, respectively.

16 (109) Subsection (f), Section 381.004, Local
17 Government Code, as added by Chapter 1154, Acts of the 77th
18 Legislature, Regular Session, 2001, is relettered as Subsection
19 (h), Section 381.004, Local Government Code.

20 (110) Chapter 384, Local Government Code, as added by
21 Chapter 1283, Acts of the 76th Legislature, Regular Session, 1999,
22 is renumbered as Chapter 387, Local Government Code, and Sections
23 384.001, 384.002, 384.003, 384.004, 384.005, 384.006, 384.007,
24 384.008, 384.009, 384.010, 384.011, and 384.012, Local Government
25 Code, as added by that Act, are renumbered as Sections 387.001,
26 387.002, 387.003, 387.004, 387.005, 387.006, 387.007, 387.008,
27 387.009, 387.010, 387.011, and 387.012, Local Government Code,

1 respectively.

2 (111) Section 11.084, Natural Resources Code, as added
3 by Chapter 1317, Acts of the 77th Legislature, Regular Session,
4 2001, is renumbered as Section 11.086, Natural Resources Code.

5 (112) Chapter 56, Occupations Code, as added by
6 Chapter 1420, Acts of the 77th Legislature, Regular Session, 2001,
7 is renumbered as Chapter 58, Occupations Code, and Section 56.001,
8 Occupations Code, as added by that Act, is renumbered as Section
9 58.001, Occupations Code.

10 (113) Chapter 105, Occupations Code, as added by
11 Chapter 286, Acts of the 77th Legislature, Regular Session, 2001,
12 is renumbered as Chapter 106, Occupations Code, and Section
13 105.001, Occupations Code, as added by that Act, is renumbered as
14 Section 106.001, Occupations Code.

15 (114) Chapter 304, Occupations Code, as added by
16 Chapter 1489, Acts of the 77th Legislature, Regular Session, 2001,
17 is renumbered as Chapter 305, Occupations Code, and Sections
18 304.001, 304.002, 304.003, 304.004, 304.005, 304.006, 304.007,
19 304.008, 304.009, 304.010, 304.011, 304.012, 304.013, and 304.014,
20 Occupations Code, as added by that Act, are renumbered as Sections
21 305.001, 305.002, 305.003, 305.004, 305.005, 305.006, 305.007,
22 305.008, 305.009, 305.010, 305.011, 305.012, 305.013, and 305.014,
23 Occupations Code, respectively.

24 (115) Section 651.408, Occupations Code, as added by
25 Chapter 476, Acts of the 77th Legislature, Regular Session, 2001,
26 is renumbered as Section 651.409, Occupations Code.

27 (116) Subsection (g), Section 42.09, Penal Code, as

1 added by Chapter 450, Acts of the 77th Legislature, Regular
2 Session, 2001, is relettered as Subsection (i), Section 42.09,
3 Penal Code.

4 (117) Subsection (g), Section 49.09, Penal Code, as
5 added by Chapter 969, Acts of the 77th Legislature, Regular
6 Session, 2001, is relettered as Subsection (h), Section 49.09,
7 Penal Code.

8 (118) Section 62.005, Property Code, as added by
9 Chapter 1055, Acts of the 77th Legislature, Regular Session, 2001,
10 is renumbered as Section 63.005, Property Code.

11 (119) Section 93.004, Property Code, as added by
12 Chapter 1397, Acts of the 77th Legislature, Regular Session, 2001,
13 is renumbered as Section 93.012, Property Code.

14 (120) Subsection (f), Section 11.182, Tax Code, as
15 added by Chapter 842, Acts of the 77th Legislature, Regular
16 Session, 2001, is relettered as Subsection (i), Section 11.182, Tax
17 Code.

18 (121) Section 11.184, Tax Code, as added by Chapter
19 1367, Acts of the 77th Legislature, Regular Session, 2001, is
20 renumbered as Section 11.185, Tax Code.

21 (122) Section 11.439, Tax Code, as added by Chapter
22 125, Acts of the 77th Legislature, Regular Session, 2001, is
23 renumbered as Section 11.4391, Tax Code.

24 (123) Subchapter S, Chapter 171, Tax Code, as added by
25 Chapter 1219, Acts of the 77th Legislature, Regular Session, 2001,
26 is relettered as Subchapter T, Chapter 171, Tax Code, and Sections
27 171.851, 171.852, 171.853, 171.854, 171.855, and 171.856, Tax Code,

1 as added by that Act, are renumbered as Sections 171.871, 171.872,
2 171.873, 171.874, 171.875, and 171.876, Tax Code, respectively.

3 (124) Subsection (e), Section 312.002, Tax Code, as
4 added by Chapter 1029, Acts of the 77th Legislature, Regular
5 Session, 2001, is relettered as Subsection (g), Section 312.002,
6 Tax Code.

7 (125) Section 201.614, Transportation Code, as added
8 by Chapter 1264, Acts of the 77th Legislature, Regular Session,
9 2001, is renumbered as Section 201.615, Transportation Code.

10 (126) Section 223.014, Transportation Code, as added
11 by Chapter 833, Acts of the 77th Legislature, Regular Session,
12 2001, is renumbered as Section 223.016, Transportation Code.

13 (127) Section 225.044, Transportation Code, as added
14 by Chapter 1420, Acts of the 77th Legislature, Regular Session,
15 2001, is renumbered as Section 225.049, Transportation Code.

16 (128) Section 225.044, Transportation Code, as added
17 by Chapter 1247, Acts of the 77th Legislature, Regular Session,
18 2001, is renumbered as Section 225.050, Transportation Code.

19 (129) Section 225.046, Transportation Code, as added
20 by Chapter 517, Acts of the 77th Legislature, Regular Session,
21 2001, is renumbered as Section 225.051, Transportation Code.

22 (130) Section 225.046, Transportation Code, as added
23 by Chapter 1098, Acts of the 77th Legislature, Regular Session,
24 2001, is renumbered as Section 225.052, Transportation Code.

25 (131) Section 225.046, Transportation Code, as added
26 by Chapter 1193, Acts of the 77th Legislature, Regular Session,
27 2001, is renumbered as Section 225.053, Transportation Code.

1 (132) Section 225.046, Transportation Code, as added
2 by Chapter 206, Acts of the 77th Legislature, Regular Session,
3 2001, is renumbered as Section 225.054, Transportation Code.

4 (133) Section 225.046, Transportation Code, as added
5 by Chapter 1170, Acts of the 77th Legislature, Regular Session,
6 2001, is renumbered as Section 225.055, Transportation Code.

7 (134) Section 502.2735, Transportation Code, as added
8 by Chapter 621, Acts of the 77th Legislature, Regular Session,
9 2001, is renumbered as Section 502.2722, Transportation Code.

10 (135) Section 542.008, Transportation Code, as added
11 by Chapter 497, Acts of the 77th Legislature, Regular Session,
12 2001, is renumbered as Section 542.009, Transportation Code.

13 (136) Subsection (c), Section 621.402, Transportation
14 Code, as added by Chapter 941, Acts of the 77th Legislature, Regular
15 Session, 2001, is relettered as Subsection (d), Section 621.402,
16 Transportation Code.

17 (137) Subdivision (12), Section 57.042, Utilities
18 Code, as added by Chapter 1220, Acts of the 77th Legislature,
19 Regular Session, 2001, is renumbered as Subdivision (13), Section
20 57.042, Utilities Code.

21 (138) Section 5.127, Water Code, as added by Chapter
22 1483, Acts of the 77th Legislature, Regular Session, 2001, is
23 renumbered as Section 5.132, Water Code.

24 (139) Section 5.127, Water Code, as added by Chapter
25 728, Acts of the 77th Legislature, Regular Session, 2001, is
26 renumbered as Section 5.133, Water Code.

27 (140) Section 5.127, Water Code, as added by Chapter

1 965, Acts of the 77th Legislature, Regular Session, 2001, is
2 renumbered as Section 5.134, Water Code.

3 (141) Subdivision (12), Section 15.001, Water Code, as
4 added by Chapter 966, Acts of the 77th Legislature, Regular
5 Session, 2001, is renumbered as Subdivision (13), Section 15.001,
6 Water Code.

7 (142) Subchapter O, Chapter 15, Water Code, as added
8 by Chapter 966, Acts of the 77th Legislature, Regular Session,
9 2001, is relettered as Subchapter Q, Chapter 15, Water Code, and
10 Sections 15.901, 15.902, 15.903, 15.904, 15.905, 15.906, 15.907,
11 15.908, 15.909, 15.910, and 15.911, Water Code, as added by that
12 Act, are renumbered as Sections 15.971, 15.972, 15.973, 15.974,
13 15.975, 15.976, 15.977, 15.978, 15.979, 15.980, and 15.981, Water
14 Code, respectively.

15 (143) Subchapter P, Chapter 15, Water Code, as added
16 by Chapter 966, Acts of the 77th Legislature, Regular Session,
17 2001, is relettered as Subchapter R, Chapter 15, Water Code, and
18 Sections 15.951, 15.952, 15.953, 15.954, and 15.955, Water Code, as
19 added by that Act, are renumbered as Sections 15.991, 15.992,
20 15.993, 15.994, and 15.995, Water Code, respectively.

21 (144) Section 26.050, Water Code, as added by Chapter
22 966, Acts of the 77th Legislature, Regular Session, 2001, is
23 renumbered as Section 26.052, Water Code.

24 (145) Subsection (r), Section 26.3573, Water Code, as
25 added by Chapter 880, Acts of the 77th Legislature, Regular
26 Session, 2001, is relettered as Subsection (t), Section 26.3573,
27 Water Code.

1 (146) Subsection (s), Section 26.3573, Water Code, as
2 added by Chapter 880, Acts of the 77th Legislature, Regular
3 Session, 2001, is relettered as Subsection (u), Section 26.3573,
4 Water Code.

5 (147) Subdivision (18), Section 36.001, Water Code, as
6 added by Chapter 966, Acts of the 77th Legislature, Regular
7 Session, 2001, is renumbered as Subdivision (23), Section 36.001,
8 Water Code.

9 (148) Section 49.234, Water Code, as added by Chapter
10 389, Acts of the 77th Legislature, Regular Session, 2001, is
11 renumbered as Section 49.235, Water Code.

12 (149) Subchapter E, Chapter 51, Water Code, as added
13 by Chapter 1423, Acts of the 77th Legislature, Regular Session,
14 2001, is relettered as Subchapter F, Chapter 51, Water Code, and
15 Section 51.221, Water Code, as added by that Act, is renumbered as
16 Section 51.241.

17 (150) The heading to Subchapter F, Chapter 51, Water
18 Code, as added by Chapter 58, Acts of the 62nd Legislature, Regular
19 Session, 1971, is repealed.

20 SECTION 3. The following reference changes are made to
21 conform the provisions amended to the renumbering changes made by
22 Section 2 of this Act, and section headings are added as
23 appropriate:

24 (1) Subsection (a), Section 44.103, Business &
25 Commerce Code, as renumbered from Section 43.103, Business &
26 Commerce Code, by this Act, is amended to read as follows:

27 (a) The commission may adopt rules to administer this

1 subchapter. The commission shall adopt rules:

2 (1) requiring each local exchange telephone company to
3 inform its customers of the requirements of this subchapter by
4 annual inserts in billing statements mailed to customers or
5 conspicuous publication of the notice in the consumer information
6 pages of local telephone directories or other appropriate notice to
7 consumers;

8 (2) providing that a telemarketing call made to a
9 number on the Texas no-call list is not a violation of
10 Section 44.102 [~~43.102~~] if the telemarketing call is an isolated
11 occurrence made by a person who has in place adequate procedures to
12 comply with this subchapter; and

13 (3) providing for:

14 (A) the dissemination of the Texas no-call lists
15 in formats, including electronic formats, commonly used by persons
16 making telemarketing calls; and

17 (B) a fee for each such distribution not to
18 exceed \$75.

19 (2) Subsections (k)-(m), Section 45.003, Business &
20 Commerce Code, as renumbered from Section 43.003, Business &
21 Commerce Code, by this Act, are amended to read as follows:

22 (k) Sections 45.002(3) and (4)(A) [~~43.002(3) and (4)(A)~~] do
23 not apply to a single sheet of paper that contains both a contest
24 entry form and an order form if the order form is perforated or
25 detachable and if the entry form must be separated from the order
26 form and returned to an address different from the return address
27 for the order form.

1 (1) Sections 45.002(2), (3), and (4) [~~43.002(2), (3), and~~
2 ~~(4)~~] do not apply to a contest that is offered to promote a credit
3 card or a debit card if the official rules of the contest provide
4 that consumers are entered in the contest based on the number of
5 purchases made or the amount of money spent. A person who did not
6 qualify as an issuer as of January 1, 2001, is not eligible for the
7 exceptions under this subsection.

8 (m) Sections 45.002(2), (3), and (4) [~~43.002(2), (3), and~~
9 ~~(4)~~] do not apply to a company that is offering a sweepstakes in
10 which the consumer must go to a physical location to obtain or use
11 the goods or services that are being sold by the company offering
12 the sweepstakes.

13 (3) Subsections (a) and (g), Section 13, Article
14 42.12, Code of Criminal Procedure, are amended to read as follows:

15 (a) A judge granting community supervision to a defendant
16 convicted of an offense under Chapter 49, Penal Code, shall require
17 as a condition of community supervision that the defendant submit
18 to:

19 (1) not less than three days of confinement in county
20 jail if the defendant was punished under Section 49.09(a); not less
21 than five days of confinement in county jail if the defendant was
22 punished under Section 49.09(a) and was subject to Section 49.09(h)
23 [~~49.09(g)~~]; not less than 10 days of confinement in county jail if
24 the defendant was punished under Section 49.09(b) or (c); or not
25 less than 30 days of confinement in county jail if the defendant was
26 convicted under Section 49.07; and

27 (2) an evaluation by a supervision officer or by a

1 person, program, or facility approved by the Texas Commission on
2 Alcohol and Drug Abuse for the purpose of having the facility
3 prescribe and carry out a course of conduct necessary for the
4 rehabilitation of the defendant's drug or alcohol dependence
5 condition.

6 (g) A jury that recommends community supervision for a
7 person convicted of an offense under Sections 49.04-49.08, Penal
8 Code, may recommend that any driver's license issued to the
9 defendant under Chapter 521, Transportation Code, not be suspended.
10 This subsection does not apply to a person punished under Section
11 49.09(a) or (b), Penal Code, and subject to Section 49.09(h)
12 [~~49.09(g)~~] of that code.

13 (4) Subdivision (7), Article 62.01, Code of Criminal
14 Procedure, is amended to read as follows:

15 (7) "Residence" includes a residence established in
16 this state by a person described by Article 62.063(e) [~~62.061(e)~~].

17 (5) Subsection (d), Section 21.412, Education Code, as
18 renumbered from Section 21.411, Education Code, by this Act, is
19 amended to read as follows:

20 (d) A school district may apply to the commissioner for
21 grants to be used to pay stipends to certified master technology
22 teachers in accordance with this section. Unless reduced under
23 Subsection (g) or (i), each grant is in the amount of \$5,000. The
24 commissioner shall approve the application if the district:

25 (1) applies within the period and in the manner
26 required by rule adopted by the commissioner; and

27 (2) agrees to use each grant only for the purpose of

1 paying a year-end stipend to a master technology teacher:

2 (A) who holds a certificate issued under Section
3 21.0483 [~~21.0482~~];

4 (B) who teaches in a position prescribed by the
5 district;

6 (C) whose primary duties include serving as a
7 technology training mentor to other teachers for the amount of time
8 and in the manner established by the district and by rule adopted by
9 the commissioner; and

10 (D) who satisfies any other requirements
11 established by rule adopted by the commissioner.

12 (6) Subsections (a)-(c), Section 29.903, Education
13 Code, as added by Chapter 814, Acts of the 77th Legislature,
14 Regular Session, 2001, are amended to read as follows:

15 (a) A school district that provides instruction to students
16 in the principles and techniques of cardiopulmonary resuscitation
17 (CPR) may accept from the agency donations the agency receives
18 under Section 7.026 [~~7.025~~]. The district must use those donations
19 in providing instruction to students in the principles and
20 techniques of CPR. A district may accept other donations, including
21 donations of equipment, for use in providing the instruction.

22 (b) To the extent that resources are available to a school
23 district under Section 7.026 [~~7.025~~] or this section, the district
24 shall provide instruction to students in the principles and
25 techniques of CPR.

26 (c) A district may use resources other than those made
27 available under Section 7.026 [~~7.025~~] or this section to provide

1 instruction to students in the principles and techniques of CPR.

2 (7) Subsection (b), Section 51.856, Education Code, as
3 renumbered from Section 51.836, Education Code, by this Act, is
4 amended to read as follows:

5 (b) For a state fiscal biennium, the amount appropriated
6 from the undedicated portion of the general revenue fund under
7 Subsection (a) may not be less than the sum of:

8 (1) the amount of money deposited to the credit of the
9 account during that biennium under Section 51.855 [~~51.835~~]; and

10 (2) the market value of any in-kind contributions
11 accepted by the consortium during that biennium under Section
12 51.855 [~~51.835~~], as determined by the comptroller based on
13 information provided to the comptroller by the consortium and
14 verified by the coordinating board.

15 (8) Subsection (a), Section 51.857, Education Code, as
16 renumbered from Section 51.837, Education Code, by this Act, is
17 amended to read as follows:

18 (a) The coordinating board shall use money appropriated
19 under Section 52.856 [~~51.836~~] to award grants as described by
20 Subsection (c) on a competitive, peer-review basis to eligible
21 engineering institutions, eligible computer science institutions,
22 and eligible private or independent engineering institutions
23 meeting the requirements of Subsection (d) to:

24 (1) increase the number of graduates with
25 baccalaureate degrees in engineering and computer science;

26 (2) increase the size of engineering and computer
27 science programs;

1 (3) recruit students to enter engineering and computer
2 science programs, including:

3 (A) students from groups or backgrounds that are
4 traditionally underrepresented in the fields of engineering and
5 computer science, including female students; and

6 (B) students from public or private junior
7 colleges or technical institutes;

8 (4) provide scholarships for students in engineering
9 and computer science programs;

10 (5) provide retention and mentoring programs for
11 students in engineering and computer science programs;

12 (6) provide supplemental compensation for faculty and
13 support personnel in engineering and computer science departments;

14 (7) provide research and laboratory equipment to
15 engineering and computer science departments;

16 (8) provide for distance learning programs in
17 engineering and computer science; and

18 (9) fund other related activities.

19 (9) Subsection (b), Section 56.407, Education Code, as
20 renumbered from Section 56.357, Education Code, by this Act, is
21 amended to read as follows:

22 (b) The coordinating board may adopt rules that allow the
23 coordinating board to increase or decrease, in proportion to the
24 number of semester credit hours in which a student is enrolled, the
25 amount of a TEXAS grant II award under this section to a student who
26 is enrolled in a number of semester credit hours in excess of or
27 below the number of semester credit hours described in Section

1 56.404(a)(4) [~~56.354(a)(4)~~] or 56.405(a)(3) [~~56.355(a)(3)~~].

2 (10) Section 61.924, Education Code, as added by
3 Chapter 1489, Acts of the 77th Legislature, Regular Session, 2001,
4 is renumbered as Section 61.9624, Education Code, as provided by
5 this Act, and amended to read as follows:

6 Sec. 61.9624 [~~61.924~~]. ADMINISTRATION. The board shall
7 adopt rules and regulations for the administration of the
8 professional nursing shortage reduction program. The board shall
9 grant funds under Sections 61.9623(a)(1)(A) and (B)
10 [~~61.923(a)(1)(A) and (B)~~] in an equitable manner among the various
11 types of professional nursing programs. The board shall grant
12 funds under Section 61.9623(a)(1)(C) [~~61.923(a)(1)(C)~~] in a manner
13 that best promotes innovation in the recruitment and retention of
14 nursing students, including the recruitment and retention of
15 Spanish-speaking and bilingual students.

16 (11) Section 61.9409, Education Code, as added by
17 Chapter 1035, Acts of the 77th Legislature, Regular Session, 2001,
18 is renumbered as Section 61.9659, Education Code, as provided by
19 this Act, and amended to read as follows:

20 Sec. 61.9659 [~~61.9409~~]. TOTAL AMOUNT OF REPAYMENT
21 ASSISTANCE. The total amount of repayment assistance distributed by
22 the board under this subchapter may not exceed the total amount of
23 gifts and grants accepted by the board for repayment assistance,
24 tuition set aside under Section 61.9660 [~~61.9410~~], legislative
25 appropriations for repayment assistance, and other funds available
26 to the board for purposes of this subchapter.

27 (12) Section 61.952, Education Code, as added by

1 Chapter 1403, Acts of the 77th Legislature, Regular Session, 2001,
2 is renumbered as Section 61.9722, Education Code, as provided by
3 this Act, and amended to read as follows:

4 Sec. 61.9722 [~~61.952~~]. ELIGIBILITY. To be eligible to
5 receive repayment assistance, an attorney must:

6 (1) apply to the board;

7 (2) be employed by or have been offered employment
8 with the office of the attorney general at the time the attorney
9 applies for the assistance; and

10 (3) enter into an agreement to serve as an attorney
11 with the office of the attorney general as provided by Section
12 61.9723 [~~61.953~~].

13 (13) Subsection (b), Section 61.9683, Education Code,
14 as renumbered from Section 61.943, Education Code, by this Act, is
15 amended to read as follows:

16 (b) The agreement must include the following conditions:

17 (1) appropriated money may be deposited to the fund
18 only in an amount equal to matching funds deposited to the fund by
19 the National Geographic Society from other sources;

20 (2) the National Geographic Society shall provide to
21 the board an annual report describing the fund's investments,
22 earnings, operating procedures, and major programs; and

23 (3) if the board determines that the public purposes
24 described by Section 61.9681 [~~61.941~~] are not being accomplished,
25 the fund shall be dissolved and the fund balance shall be
26 distributed as follows:

27 (A) one-half to the general revenue fund; and

1 (B) the remainder to be returned to the donors of
2 any amount deposited to the fund for the preceding five years in
3 proportion to the amount of the donation, if the donor accepts the
4 return of the donation, and any remainder to the National
5 Geographic Society.

6 (14) Subsection (a), Section 61.9724, Education Code,
7 as renumbered from Section 61.954, Education Code, by this Act, is
8 amended to read as follows:

9 (a) For each year that an attorney serves as an attorney
10 with the office of the attorney general under an agreement under
11 Section 61.9723 [~~61.953~~], the attorney may receive repayment
12 assistance under this subchapter in an amount not to exceed \$6,000.

13 (15) Subsection (b), Section 61.9729, Education Code,
14 as renumbered from Section 61.959, Education Code, by this Act, is
15 amended to read as follows:

16 (b) The board shall distribute a copy of the rules adopted
17 under this section and pertinent information in this subchapter to:

18 (1) each school of law authorized by the board to award
19 a degree described by Section 61.9725(a)(1) [~~61.955(a)(1)~~];

20 (2) any appropriate state agency; and

21 (3) any appropriate professional association.

22 (16) Section 61.960, Education Code, as added by
23 Chapter 1403, Acts of the 77th Legislature, Regular Session, 2001,
24 is renumbered as Section 61.9730, Education Code, as provided by
25 this Act, and amended to read as follows:

26 Sec. 61.9730 [~~61.960~~]. TOTAL AMOUNT OF REPAYMENT
27 ASSISTANCE. The total amount of repayment assistance distributed by

1 the board under this subchapter may not exceed the total amount of
2 gifts, grants, and donations accepted by the board for repayment
3 assistance and tuition set aside under Section 61.9731 [~~61.961~~].

4 (17) Section 61.962, Education Code, as added by
5 Chapter 1403, Acts of the 77th Legislature, Regular Session, 2001,
6 is renumbered as Section 61.9732, Education Code, as provided by
7 this Act, and amended to read as follows:

8 Sec. 61.9732 [~~61.962~~]. LIMITATIONS ON FUNDING. The loan
9 repayment program under this subchapter may be funded only from:

10 (1) gifts, grants, and donations accepted by the
11 board; and

12 (2) tuition set aside under Section 61.9731 [~~61.961~~].

13 (18) Subsection (a), Section 105.453, Education Code,
14 as renumbered from Section 105.113, Education Code, by this Act, is
15 amended to read as follows:

16 (a) The database required in Section 105.452 [~~105.112~~] may
17 contain only DNA genetic markers that are commonly recognized as
18 appropriate for human identification. Except to the extent that
19 those markers are appropriate for human identification, the
20 database may not contain DNA genetic markers that predict
21 biological function. The center shall select the DNA genetic
22 markers for inclusion in the DNA database based on existing
23 technology for forensic DNA analysis.

24 (19) Subsection (a), Section 105.458, Education Code,
25 as renumbered from Section 105.118, Education Code, by this Act, is
26 amended to read as follows:

27 (a) The center shall develop a standard release form that

1 authorizes a parent or other appropriate person to voluntarily
2 provide under Section 105.457 [~~105.117~~] a DNA sample or a personal
3 article for purposes of DNA sampling. The release must explain that
4 the DNA sample is to be used only to identify the high-risk missing
5 person.

6 (20) Subsection (a), Section 105.459, Education Code,
7 as renumbered from Section 105.119, Education Code, as provided by
8 this Act, is amended to read as follows:

9 (a) The law enforcement agency shall take DNA samples from
10 parents or other appropriate persons under Section 105.457
11 [~~105.117~~] in any manner prescribed by the center.

12 (21) Subsection (a), Section 105.460, Education Code,
13 as renumbered from Section 105.120, Education Code, as provided by
14 this Act, is amended to read as follows:

15 (a) Before submitting to the center a DNA sample obtained
16 under Section 105.457 [~~105.117~~], the law enforcement agency shall
17 reverify the status of a high-risk missing person.

18 (22) Subsection (b), Section 105.462, Education Code,
19 as renumbered from Section 105.122, Education Code, by this Act, is
20 amended to read as follows:

21 (b) The center may disclose the results of a forensic DNA
22 analysis only to:

- 23 (1) personnel of the center;
- 24 (2) law enforcement agencies;
- 25 (3) medical examiners;
- 26 (4) attorneys representing the state; and
- 27 (5) a parent or other appropriate person voluntarily

1 providing a DNA sample or an article under Section 105.457
2 [~~105.117~~].

3 (23) Subsection (a), Section 105.463, Education Code,
4 as renumbered from Section 105.123, Education Code, by this Act, is
5 amended to read as follows:

6 (a) A person who collects, processes, or stores a DNA sample
7 from a living person for forensic DNA analysis under this
8 subchapter commits an offense if the person intentionally violates
9 Section 105.461 [~~105.121~~] or 105.462 [~~105.122~~].

10 (24) Section 105.124, Education Code, as added by
11 Chapter 1496, Acts of the 77th Legislature, Regular Session, 2001,
12 is renumbered as Section 105.464, Education Code, as provided by
13 this Act, and amended to read as follows:

14 Sec. 105.464 [~~105.124~~]. CIVIL PENALTY. A person who
15 collects, processes, or stores a DNA sample from a living person for
16 forensic DNA analysis under this subchapter and who intentionally
17 violates Section 105.461 [~~105.121~~] or 105.462 [~~105.122~~] is liable
18 in civil damages to the donor of the DNA in the amount of \$5,000 for
19 each violation, plus reasonable attorney's fees and court costs.

20 (25) Subsection (d), Section 51.08, Family Code, is
21 amended to read as follows:

22 (d) A court that has implemented a juvenile case manager
23 program under Article 45.060 [~~Article 45.054~~], Code of Criminal
24 Procedure, may, but is not required to, waive its original
25 jurisdiction under Subsection (b)(1).

26 (26) Subsection (c), Section 54.1113, Government
27 Code, as renumbered from Section 54.1053, Government Code, by this

1 Act, is amended to read as follows:

2 (c) Except as provided by other law requiring a party to
3 file a request for a hearing sooner, a party must file a request for
4 hearing with the referring court not later than the fifth day after
5 the date the magistrate signs the report under Section 54.1112
6 [~~54.1052~~]. The appeal to the referring court must specify the
7 orders of or recommendations or other actions taken by the
8 magistrate to which the party objects. The appeal is limited to the
9 orders, recommendations, or other actions taken which are specified
10 in the appeal.

11 (27) Subsection (b), Section 614.103, Government
12 Code, as renumbered from Section 614.073, Government Code, by this
13 Act, is amended to read as follows:

14 (b) On receiving a request for assistance, the director
15 shall determine whether to provide assistance and the amount of the
16 assistance to be provided, if any, based on the criteria developed
17 under Section 614.102 [~~614.072~~]. A written copy of the decision
18 shall be sent to the requestor.

19 (28) Subsections (a) and (c), Section 2054.352,
20 Government Code, as renumbered from Section 2054.252, Government
21 Code, by this Act, are amended to read as follows:

22 (a) The following licensing authorities shall participate
23 in the system established under Section 2054.353 [~~2054.253~~]:

- 24 (1) State Board of Barber Examiners;
25 (2) Texas Board of Chiropractic Examiners;
26 (3) Texas Cosmetology Commission;
27 (4) Court Reporters Certification Board;

- 1 (5) State Board of Dental Examiners;
- 2 (6) Texas Funeral Service Commission;
- 3 (7) Texas Board of Professional Land Surveying;
- 4 (8) Texas State Board of Medical Examiners;
- 5 (9) Board of Nurse Examiners;
- 6 (10) Board of Vocational Nurse Examiners;
- 7 (11) Texas Optometry Board;
- 8 (12) Texas Structural Pest Control Board;
- 9 (13) Texas State Board of Pharmacy;
- 10 (14) Executive Council of Physical Therapy and
11 Occupational Therapy Examiners;
- 12 (15) Texas State Board of Plumbing Examiners;
- 13 (16) Texas State Board of Podiatric Medical Examiners;
- 14 (17) Board of Tax Professional Examiners;
- 15 (18) Polygraph Examiners Board;
- 16 (19) Texas State Board of Examiners of Psychologists;
- 17 (20) State Board of Veterinary Medical Examiners;
- 18 (21) Texas Real Estate Commission;
- 19 (22) Texas Appraiser Licensing and Certification
20 Board; and
- 21 (23) Texas Department of Licensing and Regulation.

22 (c) A licensing authority other than an authority listed by
23 Subsection (a) may participate in the system established under
24 Section 2054.353 [~~2054.253~~], subject to the approval of the
25 department.

26 (29) Subsections (a), (b), and (e), Section 2054.354,
27 Government Code, as renumbered from Section 2054.254, Government

1 Code, by this Act, are amended to read as follows:

2 (a) The steering committee for electronic occupational
3 licensing transactions consists of a representative of each of the
4 following, appointed by its governing body:

5 (1) each licensing authority listed by Section
6 2054.352(a) [~~2054.252(a)~~]; and

7 (2) the department.

8 (b) The governing body of a licensing authority described by
9 Section 2054.352(c) [~~2054.252(c)~~] may appoint a representative to
10 the committee.

11 (e) The committee shall advise the department regarding the
12 department's implementation of Section 2054.353 [~~2054.253~~].

13 (30) Subsection (f), Section 3, Article 5.102,
14 Insurance Code, is amended to read as follows:

15 (f) The comptroller shall credit assessments collected
16 under this article to the volunteer fire department assistance fund
17 created under Section 614.104 [~~614.074~~], Government Code.

18 (31) Subsection (f), Section 118.011, Local
19 Government Code, as added by Chapter 794, Acts of the 77th
20 Legislature, Regular Session, 2001, is relettered as Subsection
21 (g), Section 118.011, Local Government Code, as provided by this
22 Act, and amended to read as follows:

23 (g) [~~(f)~~] This subsection and Subsection (f) [~~(e)~~] expire
24 on September 1, 2008.

25 (32) Subsection (b), Section 118.025, Local
26 Government Code, is amended to read as follows:

27 (b) The commissioners court of a county that is adjacent to

1 an international boundary may adopt a records archive fee under
2 Section 118.011(f) [~~118.011(e)~~] as part of the county's annual
3 budget. The fee must be set and itemized in the county's budget as
4 part of the budget preparation process. The fee for "Records
5 Archive" under Section 118.011(f) [~~118.011(e)~~] is for the
6 preservation and restoration services performed by the county clerk
7 in connection with maintaining a county clerk's records archive.

8 (33) Section 212.134, Local Government Code, as
9 redesignated by Chapter 1420, Acts of the 77th Legislature, Regular
10 Session, 2001, is renumbered as Section 212.154, Local Government
11 Code, as provided by this Act, and amended to read as follows:

12 Sec. 212.154 [~~212.134~~]. LIMITATION ON ENFORCEMENT. A
13 restriction contained in a plan, plat, or other instrument that was
14 properly recorded before August 30, 1965, may be enforced as
15 provided by Section 212.153 [~~212.133~~], but a violation of a
16 restriction that occurred before that date may not be enjoined or
17 abated by the municipality as long as the nature of the violation
18 remains unchanged.

19 (34) Subsection (b), Section 379B.008, Local
20 Government Code, as renumbered from Section 378.008, Local
21 Government Code, by this Act, is amended to read as follows:

22 (b) For the base property and areas adjacent to the base
23 property the board shall:

- 24 (1) promote economic development;
- 25 (2) attempt to reduce unemployment;
- 26 (3) encourage the development of new industry by
27 private businesses; and

1 (4) encourage financing of projects designated under
2 Section 379B.009 [~~378.009~~].

3 (35) Subsection (b), Section 379B.011, Local
4 Government Code, as renumbered from Section 378.011, Local
5 Government Code, by this Act, is amended to read as follows:

6 (b) Section 25.07(a), Tax Code, applies to a leasehold or
7 other possessory interest in real property granted by an authority
8 for a project designated under Section 379B.009(a) [~~378.009(a)~~] in
9 the same manner as it applies to a leasehold or other possessory
10 interest in real property constituting a project described by
11 Section 4B(k), Development Corporation Act of 1979 (Article 5190.6,
12 Vernon's Texas Civil Statutes).

13 (36) Subsection (a), Section 387.007, Local
14 Government Code, as renumbered from Section 384.007, Local
15 Government Code, by this Act, is amended to read as follows:

16 (a) A district by order may impose a sales and use tax under
17 this chapter to finance the operations of the district only if the
18 tax is approved at an election held under Section 387.003
19 [~~384.003~~].

20 (37) Subsection (a), Section 387.010, Local
21 Government Code, as renumbered from Section 384.010, Local
22 Government Code, by this Act, is amended to read as follows:

23 (a) A district that has adopted a sales and use tax under
24 this chapter may, by order and subject to Section 387.007(b)
25 [~~384.007(b)~~], change the rate of the tax or repeal the tax if the
26 change or repeal is approved by a majority of the votes received in
27 the district at an election held for that purpose.

1 (38) Subsection (c), Section 63.004, Property Code, is
2 amended to read as follows:

3 (c) A lien that is converted to a purchase money lien on real
4 property under Section 63.003, or a lien for the debt for new
5 improvements thereon under Section 63.005 [~~62.005~~], may be
6 refinanced with another lien on the real property to which the
7 manufactured home is permanently attached as provided by Section
8 2.001.

9 (39) Subsection (e), Section 11.43, Tax Code, is
10 amended to read as follows:

11 (e) Except as provided by Section 11.422, 11.431, 11.433,
12 11.434, 11.435, [~~ex~~] 11.439, or 11.4391, if a person required to
13 apply for an exemption in a given year fails to file timely a
14 completed application form, the person may not receive the
15 exemption for that year.

16 (40) Section 502.2861, Transportation Code, is
17 amended to read as follows:

18 Sec. 502.2861. MOTORIZED MOBILITY DEVICE. The owner of a
19 motorized mobility device, as defined by Section 542.009 [~~542.008~~],
20 is not required to register the motorized mobility device.

21 (41) Subsections (a) and (d), Section 521.344,
22 Transportation Code, are amended to read as follows:

23 (a) Except as provided by Sections 521.342(b) and 521.345,
24 and by Subsections (d)-(i), if a person is convicted of an offense
25 under Section 49.04 or 49.07, Penal Code, the license suspension:

26 (1) begins on a date set by the court that is not
27 earlier than the date of the conviction or later than the 30th day

1 after the date of the conviction, as determined by the court; and

2 (2) continues for a period set by the court according
3 to the following schedule:

4 (A) not less than 90 days or more than one year,
5 if the person is punished under Section 49.04 or 49.07, Penal Code,
6 except that if the person's license is suspended for a second or
7 subsequent offense under Section 49.07 committed within five years
8 of the date on which the most recent preceding offense was
9 committed, the suspension continues for a period of one year;

10 (B) not less than 180 days or more than two years,
11 if the person is punished under Section 49.09(a) or (b), Penal Code;
12 or

13 (C) not less than one year or more than two years,
14 if the person is punished under Section 49.09(a) or (b), Penal Code,
15 and is subject to Section 49.09(h) [~~49.09(g)~~] of that code.

16 (d) Except as provided by Subsection (e) and Section
17 521.342(b), during a period of probation the department may not
18 revoke the person's license if the person is required under Section
19 13(h) or (j), Article 42.12, Code of Criminal Procedure, to
20 successfully complete an educational program designed to
21 rehabilitate persons who have operated motor vehicles while
22 intoxicated, unless the person was punished under Section 49.09(a)
23 or (b), Penal Code, and was subject to Section 49.09(h) [~~49.09(g)~~]
24 of that code. The department may not revoke the license of a
25 person:

26 (1) for whom the jury has recommended that the license
27 not be revoked under Section 13(g), Article 42.12, Code of Criminal

1 Procedure; or

2 (2) who is placed under community supervision under
3 that article and is required as a condition of community
4 supervision to not operate a motor vehicle unless the vehicle is
5 equipped with the device described by Section 13(i) of that
6 article, unless the person was punished under Section 49.09(a) or
7 (b), Penal Code, and was subject to Section 49.09(h) [~~49.09(g)~~] of
8 that code.

9 (42) Subsection (d), Section 15.978, Water Code, as
10 renumbered from Section 15.908, Water Code, by this Act, is amended
11 to read as follows:

12 (d) Proceeds from the sale of political subdivision bonds
13 under this section shall be deposited in the fund for use as
14 provided by Section 15.974 [~~15.904~~].

15 (43) Section 15.909, Water Code, as added by Chapter
16 966, Acts of the 77th Legislature, Regular Session, 2001, is
17 renumbered as Section 15.979, Water Code, as provided by this Act,
18 and amended to read as follows:

19 Sec. 15.979 [~~15.909~~]. FUNDING FOR LOCAL ECONOMIC
20 DEVELOPMENT. (a) The board may use the fund to provide financial
21 assistance to an eligible political subdivision to enable the
22 political subdivision to fund loans and grants for projects that
23 conserve and develop the water resources of the political
24 subdivision for the ultimate benefit of the public, and that
25 develop and diversify its local economy, consistent with the terms
26 and conditions set forth in a program adopted by the governing body
27 of the political subdivision under authority granted by Section

1 15.980 [~~15.910~~].

2 (b) The board may not purchase political subdivision bonds
3 issued for the purposes described by Subsection (a) that are
4 secured in whole or in part by a pledge of ad valorem taxes unless
5 the political subdivision submits evidence satisfactory to the
6 board that the issuance of the bonds has been approved by the
7 citizens of the political subdivision voting at an election held
8 for the purposes described in Section 15.980 [~~15.910~~].

9 (44) Section 15.911, Water Code, as added by Chapter
10 966, Acts of the 77th Legislature, Regular Session, 2001, is
11 renumbered as Section 15.981, Water Code, as provided by this Act,
12 and amended to read as follows:

13 Sec. 15.981 [~~15.911~~]. CERTAIN OBLIGATIONS RESTRICTED. An
14 eligible political subdivision may not sell or incur obligations to
15 fund an economic development program established under authority
16 granted by Section 15.980 [~~15.910~~] that are payable in whole or in
17 part from ad valorem taxes unless the residents of the political
18 subdivision, voting at an election held for the purpose, approve
19 the issuance of obligations to fund an economic development program
20 for the provision of loans or grants to persons to construct
21 projects that will conserve and develop the water resources of the
22 political subdivision for the ultimate benefit of the public and
23 assist in developing and diversifying the local economy.

24 (45) Subsection (j), Section 16.053, Water Code, is
25 amended to read as follows:

26 (j) The board may provide financial assistance to political
27 subdivisions under Subchapters E and F of this chapter, Subchapters

1 C, D, E, F, J, O, Q, and R [~~P~~], Chapter 15, and Subchapters D, I, K,
2 and L, Chapter 17, for water supply projects only if:

3 (1) the board determines that the needs to be
4 addressed by the project will be addressed in a manner that is
5 consistent with the state water plan; and

6 (2) beginning January 5, 2002, the board:

7 (A) has approved a regional water plan as
8 provided by Subsection (i), and any required updates of the plan,
9 for the region of the state that includes the area benefiting from
10 the proposed project; and

11 (B) determines that the needs to be addressed by
12 the project will be addressed in a manner that is consistent with
13 that regional water plan.

14 (46) Subsection (c), Section 17.853, Water Code, is
15 amended to read as follows:

16 (c) The board may use the fund only:

17 (1) to provide state matching funds for federal funds
18 provided to the state water pollution control revolving fund or to
19 any additional state revolving fund created under Subchapter J,
20 Chapter 15;

21 (2) to provide financial assistance from the proceeds
22 of taxable bond issues to water supply corporations organized under
23 Chapter 67, and other participants;

24 (3) to provide financial assistance to participants
25 for the construction of water supply projects and treatment works;

26 (4) to provide financial assistance for an interim
27 construction period to participants for projects for which the

1 board will provide long-term financing through the water
2 development fund;

3 (5) to provide financial assistance for water supply
4 and sewer service projects in economically distressed areas as
5 provided by Subchapter K, Chapter 17, to the extent the board can
6 make that assistance without adversely affecting the current or
7 future integrity of the fund or of any other financial assistance
8 program of the board; and

9 (6) to provide funds to the water infrastructure fund
10 created under Section 15.973 [~~15.903~~].

11 (47) Subsection (a), Section 17.9615, Water Code, is
12 amended to read as follows:

13 (a) The board may direct the comptroller to transfer amounts
14 from the financial assistance account to the rural water assistance
15 fund to provide financial assistance under this subchapter for the
16 purposes provided in Section 15.994 [~~15.954~~].

17 (48) Subsection (a), Section 17.9616, Water Code, is
18 amended to read as follows:

19 (a) The board may direct the comptroller to transfer amounts
20 from the financial assistance account to the water infrastructure
21 fund to provide financial assistance under this subchapter for the
22 purposes provided in Section 15.974 [~~15.904~~].

23 SECTION 4. If the number, letter, or designation assigned
24 by Section 2 of this Act conflicts with a letter, number, or
25 designation assigned by another Act of the 78th Legislature:

26 (1) the other Act controls and the change made by this
27 Act has no effect; and

1 (2) any cross-reference change made by Section 3 of
2 this Act to conform to that change made by Section 2 of this Act has
3 no effect.

4 SECTION 5. This Act takes effect September 1, 2003.