

Amend **HB 3480** on third reading (second reading engrossment) as follows:

(1) On page 6, between lines 10 and 11, insert:

SECTION 5. Chapter 22 (**SB 17**), Acts of the 57th Legislature, 3rd Called Session, 1962 (Article 6228a-5, Vernon's Texas Civil Statutes), is amended by adding Sections 9A and 9B to read as follows:

Sec. 9A. (a) A person may not enter into or renew a contract with an educational institution to provide services for or administer a plan offered by the institution under Section 403(b), Internal Revenue Code of 1986, if the person is:

(1) a company that certifies to the retirement system under Section 5 or 8 of this Act;

(2) a company owned by or otherwise affiliated by common ownership or control with a company described by Subdivision (1) of this section; or

(3) an agent of a company described by Subdivision (1) or (2) of this section.

(b) This section does not apply to a contract entered into or renewed with an independent school district located in a county with a population of more than 3 million.

Sec. 9B. (a) A person, other than an employee of an educational institution, or an affiliate of the person may not enter into or renew a contract under which the person is to provide services for or administer a plan offered by the institution under Section 403(b), Internal Revenue Code of 1986, unless the person:

(1) holds a license or certificate of authority issued by the Texas Department of Insurance;

(2) is registered as a securities dealer or agent or investment advisor with the State Securities Board; or

(3) is a financial institution that:

(A) is authorized by state or federal law to exercise fiduciary powers; and

(B) has its main office, a branch office, or a trust office in this state.

(b) This section does not apply to a contract entered into or renewed with an independent school district located in a county

with a population of more than 3 million.

(2) Renumber subsequent, existing SECTIONS of the bill accordingly.