



17 MAY 14 PM 1:27
HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY:

Matt Krause

1 Amend S.B. No. 303 (house committee report) by adding the
2 following appropriately numbered SECTIONS to the bill and
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION _____. Subchapter B, Chapter 82, Government Code, is
5 amended by adding Section 82.040 to read as follows:

6 Sec. 82.040. CLAIM OR DEFENSE FOR PROHIBITED RULE OR
7 POLICY. (a) A person may assert as an affirmative action in an
8 administrative hearing, or as a claim or defense in a judicial
9 proceeding under Chapter 37, Civil Practice and Remedies Code, that
10 a rule or policy of the Board of Law Examiners or a penalty imposed
11 by the board:

12 (1) limits the ability of an applicant for a license
13 under this chapter to be licensed based on a sincerely held
14 religious belief of the applicant; or

15 (2) burdens a license holder's:

16 (A) free exercise of religion, regardless of
17 whether the burden is the result of a rule generally applicable to
18 all license holders;

19 (B) freedom of speech regarding a sincerely held
20 religious belief; or

21 (C) membership in any religious organization.

22 (b) Subsection (a) does not apply to a rule or policy
23 adopted, or a penalty imposed, by the Board of Law Examiners that
24 results in a limitation or burden described by Subsection (a) if the
25 rule, policy, or penalty is:

26 (1) essential to enforcing a compelling governmental
27 purpose; and

28 (2) narrowly tailored to accomplish that purpose.

29 (c) A person may bring an action for injunctive relief

1 against a violation of this section.

2 SECTION _____. Section 82.040, Government Code, as added by
3 this Act, applies only to a rule or policy of or a penalty imposed by
4 the Board of Law Examiners on or after the effective date of this
5 Act.