

By: Bell

H.B. No. 446

A BILL TO BE ENTITLED

AN ACT

relating to refunds of certain bingo licensing and registration fees.

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

SECTION 1. Section 2001.103, Occupations Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) On request, the commission shall refund to an authorized organization the \$25 temporary license fee submitted under Subsection (a) not later than the 30th day after the date the commission receives the request for the refund, if:

(1) the authorized organization does not use the temporary license to conduct bingo before the first anniversary of the date of the license's issuance; or

(2) the authorized organization requests withdrawal of the application before the temporary license is issued, except the commission may retain an amount not to exceed 50 percent of the license fee to defray any administrative cost incurred by the commission in processing the application.

SECTION 2. Section 2001.104, Occupations Code, is amended by adding Subsection (f) to read as follows:

(f) The commission shall refund the fee for an initial or renewal license to conduct bingo if the applicant requests withdrawal of the application before the license is issued or if the commission denies the application, except the commission may retain

1 an amount not to exceed the lesser of 50 percent of the license fee  
2 or \$150 to defray any administrative cost incurred by the  
3 commission in processing the application. The commission shall  
4 issue the refund not later than the 30th day after the date the  
5 commission receives the withdrawal request or denies the  
6 application.

7 SECTION 3. Section 2001.158, Occupations Code, is amended  
8 by adding Subsection (e) to read as follows:

9 (e) The commission shall refund the fee for an initial or  
10 renewal commercial lessor license if the applicant requests  
11 withdrawal of the application before the license is issued or if the  
12 commission denies the application, except the commission may retain  
13 an amount not to exceed the lesser of 50 percent of the license fee  
14 or \$150 to defray any administrative cost incurred by the  
15 commission in processing the application. The commission shall  
16 issue the refund not later than the 30th day after the date the  
17 commission receives the withdrawal request or denies the  
18 application.

19 SECTION 4. Section 2001.205, Occupations Code, is amended  
20 by adding Subsection (c) to read as follows:

21 (c) The commission shall refund the fee for an initial or  
22 renewal manufacturer's license if the applicant requests  
23 withdrawal of the application before the license is issued or if the  
24 commission denies the application, except the commission may retain  
25 an amount not to exceed the lesser of 50 percent of the license fee  
26 or \$150 to defray any administrative cost incurred by the  
27 commission in processing the application. The commission shall

1 issue the refund not later than the 30th day after the date the  
2 commission receives the withdrawal request or denies the  
3 application.

4 SECTION 5. Section 2001.209, Occupations Code, is amended  
5 by adding Subsection (c) to read as follows:

6 (c) The commission shall refund the fee for an initial or  
7 renewal distributor's license if the applicant requests withdrawal  
8 of the application before the license is issued or if the commission  
9 denies the application, except the commission may retain an amount  
10 not to exceed the lesser of 50 percent of the license fee or \$150 to  
11 defray any administrative cost incurred by the commission in  
12 processing the application. The commission shall issue the refund  
13 not later than the 30th day after the date the commission receives  
14 the withdrawal request or denies the application.

15 SECTION 6. Section 2001.306, Occupations Code, is amended  
16 by adding Subsection (f) to read as follows:

17 (f) The commission shall refund the fee for amending a  
18 license issued under this chapter if the applicant requests  
19 withdrawal of the amendment application before the amended license  
20 is issued or if the commission denies the amendment application,  
21 except the commission may retain an amount not to exceed 50 percent  
22 of the amendment fee to defray any administrative cost incurred by  
23 the commission in processing the amendment application. The  
24 commission shall issue the refund not later than the 30th day after  
25 the date the commission receives the withdrawal request or denies  
26 the application.

27 SECTION 7. Section 2001.313, Occupations Code, is amended

1 by adding Subsection (b-3) to read as follows:

2 (b-3) The commission shall refund the fee submitted under  
3 Subsection (b-2) for an initial or renewal registration application  
4 if the applicant requests withdrawal of the application before the  
5 applicant is listed on the registry or if the commission denies the  
6 registration and listing, except the commission may retain an  
7 amount not to exceed 50 percent of the registration fee to defray  
8 any administrative cost incurred by the commission in processing  
9 the application. The commission shall issue the refund not later  
10 than the 30th day after the date the commission receives the  
11 withdrawal request or denies the application.

12 SECTION 8. Section 2001.437, Occupations Code, is amended  
13 by adding Subsection (i) to read as follows:

14 (i) The commission shall refund the fee for an initial or  
15 renewal unit manager license if the applicant requests withdrawal  
16 of the application before the license is issued or if the commission  
17 denies the application, except the commission may retain an amount  
18 not to exceed the lesser of 50 percent of the license fee or \$150 to  
19 defray any administrative cost incurred by the commission in  
20 processing the application. The commission shall issue the refund  
21 not later than the 30th day after the date the commission receives  
22 the withdrawal request or denies the application.

23 SECTION 9. Chapter 2001, Occupations Code, as amended by  
24 this Act, applies only to an application and fee submitted under  
25 that chapter on or after the effective date of this Act. An  
26 application and fee submitted before the effective date of this Act  
27 is governed by the law in effect on the date the application and fee

1 are submitted and the former law is continued in effect for that  
2 purpose.

3 SECTION 10. This Act takes effect September 1, 2017.