

1-1 By: Hancock S.B. No. 1516
 1-2 (In the Senate - Filed March 8, 2017; March 20, 2017, read
 1-3 first time and referred to Committee on Business & Commerce;
 1-4 April 18, 2017, reported favorably by the following vote: Yeas 9,
 1-5 Nays 0; April 18, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Hancock	X			
1-8 Creighton	X			
1-9 Campbell	X			
1-10 Estes	X			
1-11 Nichols	X			
1-12 Schwertner	X			
1-13 Taylor of Galveston	X			
1-14 Whitmire	X			
1-15 Zaffirini	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the registration and regulation of appraisal management
 1-20 companies; authorizing fees; expanding the applicability of an
 1-21 occupational registration.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 1104.003(b), Occupations Code, is
 1-24 amended by adding Subdivision (6-a) to read as follows:

1-25 (6-a) "Federally regulated appraisal management
 1-26 company" means an appraisal management company that is:

1-27 (A) owned and controlled by an insured depository
 1-28 institution, as defined by 12 U.S.C. Section 1813; and

1-29 (B) regulated by:

1-30 (i) the Board of Governors of the Federal
 1-31 Reserve System;

1-32 (ii) the Federal Deposit Insurance
 1-33 Corporation;

1-34 (iii) the Office of the Comptroller of the
 1-35 Currency; or

1-36 (iv) the successors to any of those
 1-37 agencies.

1-38 SECTION 2. Section 1104.004(a), Occupations Code, is
 1-39 amended to read as follows:

1-40 (a) This chapter does not apply to:

1-41 (1) a person who exclusively employs appraisers on an
 1-42 employer and employee basis for the performance of appraisals;

1-43 (2) a person acting as an appraisal firm as defined by
 1-44 board rule that at all times during a calendar year employs on an
 1-45 exclusive basis as independent contractors not more than 15
 1-46 appraisers for the performance of appraisals;

1-47 (3) a financial institution, including a department or
 1-48 unit within the institution, that is regulated by an agency of this
 1-49 state or the United States government;

1-50 (4) subject to Subsection (b), a person who enters
 1-51 into an agreement with an appraiser for the performance of an
 1-52 appraisal that on completion results in a report signed by both the
 1-53 appraiser who completed the appraisal and the appraiser who
 1-54 requested completion of the appraisal;

1-55 (5) an appraisal management company:

1-56 (A) operating only in this state with an
 1-57 appraisal panel of not more than 15 appraisers at all times during a
 1-58 calendar year; or

1-59 (B) operating in multiple states, including this
 1-60 state, with an appraisal panel of not more than 24 appraisers in all
 1-61 states at all times during a calendar year; [~~or~~]

2-1 (6) an appraisal management company that is a
 2-2 subsidiary owned and controlled by a financial institution that is
 2-3 subject to appraisal independence standards at least as stringent
 2-4 as those under Section 1104.203 or the Truth in Lending Act (15
 2-5 U.S.C. Section 1601 et seq.) through regulation by an agency of this
 2-6 state or the United States government; or
 2-7 (7) subject to Section 1104.052(c), a federally
 2-8 regulated appraisal management company.

2-9 SECTION 3. Section 1104.052, Occupations Code, is amended
 2-10 by amending Subsections (b) and (c) and adding Subsections (d) and
 2-11 (e) to read as follows:

2-12 (b) The board shall collect from each appraisal management
 2-13 company registered under this chapter the national registry fee
 2-14 required by the appraisal subcommittee for each person who is on the
 2-15 appraisal panel of the company and licensed or certified as an
 2-16 appraiser in this state. ~~[The board shall deposit the registry fees~~
 2-17 ~~to the credit of the appraiser registry account in the general~~
 2-18 ~~revenue fund.]~~

2-19 (c) Notwithstanding Section 1104.004, the board shall
 2-20 collect from each federally regulated appraisal management company
 2-21 operating in this state:

2-22 (1) the national registry fee required by the
 2-23 appraisal subcommittee;

2-24 (2) information regarding the determination of the
 2-25 national registry fee as required by the appraisal subcommittee;

2-26 (3) a fee in an amount that is sufficient for the
 2-27 administration of this subsection as established by board rule; and

2-28 (4) any other information required by state or federal
 2-29 law.

2-30 (d) The board shall deposit the national registry fees
 2-31 collected under this section to the credit of the appraiser
 2-32 registry account in the general revenue fund.

2-33 (e) The national registry fees collected under this section
 2-34 ~~[Subsection (b)]~~ shall be sent to the appraisal subcommittee
 2-35 regularly as required by federal law.

2-36 SECTION 4. Section 1104.102(a), Occupations Code, is
 2-37 amended to read as follows:

2-38 (a) A person who has had a license or certificate to act as
 2-39 an appraiser denied, revoked, or surrendered in lieu of revocation
 2-40 in any state may not own in any manner ~~[more than one percent of]~~ an
 2-41 appraisal management company registered or applying for
 2-42 registration under this chapter unless:

2-43 (1) the person has subsequently had the [a] license or
 2-44 certificate to act as an appraiser granted or reinstated; and

2-45 (2) the license or certificate to act as an appraiser
 2-46 was denied, revoked, or surrendered for a nonsubstantive reason as
 2-47 determined by the board.

2-48 SECTION 5. Sections 1104.103(b) and (c), Occupations Code,
 2-49 are amended to read as follows:

2-50 (b) The application must contain:

2-51 (1) the name, business address, and telephone contact
 2-52 information of the applicant ~~[entity]~~ seeking registration;

2-53 (2) if the applicant ~~[entity]~~ is not a corporation
 2-54 domiciled in this state, the name and contact information for the
 2-55 applicant's ~~[company's]~~ agent for service of process in this state;

2-56 (3) the name, address, and contact information for any
 2-57 person ~~[individual or any corporation, partnership, or other~~
 2-58 ~~business entity]~~ that owns more than 10 percent of the applicant
 2-59 ~~[appraisal management company];~~

2-60 (4) the name, address, and contact information for at
 2-61 least one controlling person;

2-62 (5) the designation of a primary contact under Section
 2-63 1104.104;

2-64 (6) the name and contact information of at least one
 2-65 appraiser designated by the applicant ~~[company]~~ to respond to and
 2-66 communicate with appraisers on the applicant's ~~[company's]~~
 2-67 appraisal panel regarding appraisal assignments;

2-68 (7) a certification that the applicant ~~[entity]~~ has a
 2-69 system in place to ensure compliance with Subchapter D and Section

3-1 129E of the Truth in Lending Act (15 U.S.C. Section 1601 et seq.);
 3-2 (8) a written irrevocable consent to service of
 3-3 process; and

3-4 (9) any other information required by the board to
 3-5 approve the application.

3-6 (c) The board shall adopt rules regarding registration and
 3-7 the renewal of a registration under this chapter.

3-8 SECTION 6. Section 1104.104(b), Occupations Code, is
 3-9 amended to read as follows:

3-10 (b) The controlling person designated under Subsection (a):

3-11 (1) must:

3-12 (A) be certified as an appraiser in at least one
 3-13 state at all times during the designation; or

3-14 (B) have completed:

3-15 (i) the 15-hour national Uniform Standards
 3-16 of Professional Appraisal Practice course; and

3-17 (ii) the seven-hour national Uniform
 3-18 Standards of Professional Appraisal Practice update course not more
 3-19 than two years before the renewal of the appraisal management
 3-20 company's registration;

3-21 (2) may not have had a license or certificate to act as
 3-22 an appraiser denied, revoked, or surrendered in lieu of revocation
 3-23 in any state unless:

3-24 (A) the person has subsequently had the [a]
 3-25 license or certificate to act as an appraiser granted or
 3-26 reinstated; and

3-27 (B) the license or certificate to act as an
 3-28 appraiser was denied, revoked, or surrendered for a nonsubstantive
 3-29 reason as determined by the board;

3-30 (3) must be of good moral character, as determined by
 3-31 the board; and

3-32 (4) shall submit to a background investigation, as
 3-33 determined by the board.

3-34 SECTION 7. Section 1104.105, Occupations Code, is amended
 3-35 to read as follows:

3-36 Sec. 1104.105. DENIAL OF REGISTRATION OR RENEWAL. (a) The
 3-37 board may deny an application for [a] registration or registration
 3-38 renewal:

3-39 (1) if [to] an applicant [who] fails to satisfy a
 3-40 requirement of this chapter; or

3-41 (2) on a determination by the board that:

3-42 (A) there is reasonable evidence that any person
 3-43 who owns an interest in [more than 10 percent of] the appraisal
 3-44 management company or any controlling person of the company has [~~within the 24 months preceding the date of the application,~~]
 3-45 had a license or certification as an appraiser or a registration as an
 3-46 appraisal management company suspended, revoked, or put on
 3-47 probation in any state;

3-48 (B) the applicant has, while registered under
 3-49 this chapter, demonstrated incompetency, untrustworthiness, or
 3-50 conduct or practices that render the registrant unfit to perform
 3-51 appraisal management services; or

3-52 (C) the applicant no longer performs appraisal
 3-53 management services in good faith and is a source of detriment,
 3-54 injury, or loss to the public.

3-55 (b) The board shall immediately provide written notice to
 3-56 the applicant of the board's denial of a registration or of a
 3-57 registration renewal under this chapter.

3-58 (c) An appeal of the denial of a registration or of the
 3-59 renewal of a registration is governed by Chapter 2001, Government
 3-60 Code.

3-61 SECTION 8. Section 1104.151(b), Occupations Code, is
 3-62 amended to read as follows:

3-63 (b) An appraisal management company is not in violation of
 3-64 Subsection (a) if:

3-65 (1) the person whose license or certification was
 3-66 denied, revoked, or surrendered in lieu of revocation has since
 3-67 that denial, revocation, or surrender had a license or certificate
 3-68 granted or that license or certification reinstated;

4-1 (2) the license or certification was denied, revoked,
4-2 or surrendered for a nonsubstantive reason as determined by the
4-3 board; and

4-4 (3) the person maintains the license or certificate in
4-5 good standing.

4-6 SECTION 9. Section 1104.153, Occupations Code, is amended
4-7 to read as follows:

4-8 Sec. 1104.153. APPRAISAL REVIEW. A person who performs an
4-9 appraisal review for an appraisal management company as required by
4-10 Section 1104.155 must be:

4-11 (1) licensed as an appraiser [or certified] under
4-12 Chapter 1103, unless exempt by board rule; and

4-13 (2) qualified to perform the appraisal [with at least
4-14 the same certification for the property type as the appraiser who
4-15 completed the report] being reviewed.

4-16 SECTION 10. Section 1104.156, Occupations Code, is amended
4-17 to read as follows:

4-18 Sec. 1104.156. BUSINESS RECORDS. (a) An appraisal
4-19 management company required to register [registered] under this
4-20 chapter or that has applied for registration under this chapter
4-21 shall retain for at least five years all business records relating
4-22 to each service request that the company receives and the appraiser
4-23 who performs the appraisal for the company.

4-24 (b) The board may audit the records of an appraisal
4-25 management company required to register [registered] under this
4-26 chapter to ensure compliance with federal law, this chapter, board
4-27 rules, and the Uniform Standards of Professional Appraisal
4-28 Practice.

4-29 (c) A written record of all substantive communications
4-30 between an appraisal management company required to register
4-31 [registered] under this chapter and an appraiser relating to
4-32 inclusion on an appraisal panel or to an appraisal assignment must
4-33 be maintained as provided under Subsection (a).

4-34 SECTION 11. Section 1104.161(a), Occupations Code, is
4-35 amended to read as follows:

4-36 (a) An appraisal management [Other than during the first 30
4-37 days after the date an appraiser is first added to the appraisal
4-38 panel of an appraisal management company, a] company may not remove
4-39 an appraiser from its panel, or otherwise refuse to assign requests
4-40 for appraisal services to an appraiser without:

4-41 (1) notifying the appraiser in writing of the reasons
4-42 for removal from the company's panel;

4-43 (2) if the appraiser is being removed from the panel
4-44 for illegal conduct, a violation of the Uniform Standards of
4-45 Professional Appraisal Practice, or a violation of this chapter,
4-46 notifying the appraiser of the nature of the alleged conduct or
4-47 violation; and

4-48 (3) providing an opportunity for the appraiser to
4-49 respond in writing to the notification.

4-50 SECTION 12. Section 1104.201, Occupations Code, is amended
4-51 by adding Subsection (c) to read as follows:

4-52 (c) The board may report to the appraisal subcommittee any
4-53 disciplinary action taken against an appraisal management company
4-54 required to register under this chapter.

4-55 SECTION 13. Section 1104.202, Occupations Code, is amended
4-56 by adding Subsection (d) to read as follows:

4-57 (d) Notwithstanding any other law, an administrative
4-58 penalty collected under this section must be deposited in a
4-59 restricted fund maintained and operated by the board to develop
4-60 educational programs for appraisers or to conduct studies that
4-61 enhance consumer protection.

4-62 SECTION 14. Section 1104.203, Occupations Code, is amended
4-63 by adding Subsection (a-1) to read as follows:

4-64 (a-1) For purposes of Subsection (a), a fee paid by an
4-65 appraisal management company to an appraiser for appraisal services
4-66 is not a financial benefit.

4-67 SECTION 15. Section 1104.204(b), Occupations Code, is
4-68 amended to read as follows:

4-69 (b) The board, on its own motion, may file a complaint

5-1 against:

5-2 (1) an appraisal management company registered under
 5-3 this chapter; or

5-4 (2) a person who engages in an activity for which
 5-5 registration is required under this chapter without being
 5-6 registered.

5-7 SECTION 16. Section 1104.205, Occupations Code, is amended
 5-8 by adding Subsection (d) to read as follows:

5-9 (d) An investigation of an alleged violation by a person
 5-10 registered under this chapter may not be terminated solely on the
 5-11 basis that the person fails to renew the registration.

5-12 SECTION 17. Section 1104.208(a), Occupations Code, is
 5-13 amended to read as follows:

5-14 (a) Based on the report submitted under Section 1104.207,
 5-15 the board may:

5-16 (1) order further investigation of the complaint;

5-17 (2) permit the person who is the subject of the
 5-18 complaint to participate in a voluntary discussion of the facts and
 5-19 circumstances of the alleged violation;

5-20 (3) determine that there is not probable cause to
 5-21 believe that a violation occurred and dismiss the case; or

5-22 (4) [~~3~~] determine that there is probable cause to
 5-23 believe that a violation occurred and enter into an agreed order
 5-24 with the respondent under Section 1104.2081 or proceed as the
 5-25 complainant with a contested case hearing under Chapter 2001,
 5-26 Government Code.

5-27 SECTION 18. Subchapter E, Chapter 1104, Occupations Code,
 5-28 is amended by adding Sections 1104.2081 and 1104.2082 to read as
 5-29 follows:

5-30 Sec. 1104.2081. AGREED ORDER. (a) The board may negotiate
 5-31 a settlement and enter into an agreed order with an appraisal
 5-32 management company or other person who is the subject of a complaint
 5-33 under this subchapter.

5-34 (b) An agreed order must be:

5-35 (1) approved by the board; and

5-36 (2) signed by the commissioner and the appraisal
 5-37 management company or other person who is the subject of the
 5-38 complaint.

5-39 (c) A board member who participates in negotiating an agreed
 5-40 order under this section is disqualified from participating in the
 5-41 adjudication of a contested case that results from the negotiation.

5-42 (d) An appraisal management company or other person who
 5-43 consents to negotiate under this section waives the right to notice
 5-44 and the opportunity to be heard under Chapter 2001, Government
 5-45 Code, during the negotiation.

5-46 (e) An appraisal management company or other person who
 5-47 enters into an agreed order under this section may be disciplined
 5-48 for failure to comply with a consent order.

5-49 Sec. 1104.2082. CONFIDENTIALITY OF INVESTIGATION MATERIAL.

5-50 (a) Information or material, including any investigation file, is
 5-51 confidential and not subject to disclosure under Chapter 552,
 5-52 Government Code, or any other means of legal compulsion for
 5-53 release, including disclosure, discovery, or subpoena, if the
 5-54 information or material is prepared or compiled by the board in
 5-55 connection with a complaint, investigation, or audit of any person
 5-56 subject to the jurisdiction of the board.

5-57 (b) Notwithstanding Subsection (a), information or material
 5-58 prepared or compiled by the board in connection with a complaint,
 5-59 investigation, or audit may be disclosed:

5-60 (1) to the respondent;

5-61 (2) to a person providing a service to the board,
 5-62 including an expert or other witness, or an investigator, if the
 5-63 information is necessary for preparation for, or a presentation in,
 5-64 a disciplinary proceeding against an applicant or license holder,
 5-65 or a subsequent trial or appeal taken from a disciplinary
 5-66 proceeding;

5-67 (3) to an entity in another jurisdiction that
 5-68 licenses, registers, credentials, or disciplines any person
 5-69 subject to the jurisdiction of the board;

6-1 (4) to a law enforcement agency;
6-2 (5) to the State Office of Administrative Hearings; or
6-3 (6) to the board, or a panel of the board, for use
6-4 during any proceeding conducted by the State Office of
6-5 Administrative Hearings or in a subsequent trial or appeal of a
6-6 board action or order.

6-7 (c) The release of information under Subsection (b) is not a
6-8 voluntary disclosure for purposes of Section 552.007, Government
6-9 Code.

6-10 (d) The board may require that a confidentiality agreement
6-11 be signed by a person entitled to receive information under
6-12 Subsection (b) before releasing the information.

6-13 (e) The board may withhold information or material
6-14 described by Subsection (a) without requesting a decision from the
6-15 attorney general under Subchapter G, Chapter 552, Government Code.

6-16 (f) Notwithstanding Subsection (a), on the dismissal or
6-17 final resolution of a complaint, investigation, or audit,
6-18 information or material prepared or compiled by the board in
6-19 connection with the complaint, investigation, or audit, including a
6-20 completed audit report or a final order of the board, is subject to
6-21 disclosure under Chapter 321 or 552, Government Code.

6-22 SECTION 19. The heading to Section 1104.210, Occupations
6-23 Code, is amended to read as follows:

6-24 Sec. 1104.210. PENALTY TO BE PAID [~~OR HEARING REQUESTED~~].

6-25 SECTION 20. Section 1104.212, Occupations Code, is amended
6-26 to read as follows:

6-27 Sec. 1104.212. NOTICE OF HEARING. Not later than the 30th
6-28 day before the [~~hearing~~] date of a contested case hearing
6-29 [~~involving an appraisal management company~~], the board shall
6-30 personally deliver or send by certified mail [~~to the company~~]
6-31 notice of the hearing to the parties to the hearing.

6-32 SECTION 21. Subchapter E, Chapter 1104, Occupations Code,
6-33 is amended by adding Sections 1104.2121, 1104.2122, 1104.2131, and
6-34 1104.2132 to read as follows:

6-35 Sec. 1104.2121. ATTORNEY GENERAL REPRESENTATION. The
6-36 attorney general may not represent the board in a contested case
6-37 before the State Office of Administrative Hearings.

6-38 Sec. 1104.2122. IMMUNITY OF WITNESSES. (a) The board in a
6-39 contested case hearing may grant a witness immunity from
6-40 disciplinary action by the board.

6-41 (b) The official record of the hearing must include the
6-42 reason for granting immunity.

6-43 Sec. 1104.2131. RECORD OF PROCEEDINGS. (a) Contested case
6-44 proceedings shall be recorded by:

6-45 (1) mechanical or electrical means; or

6-46 (2) a certified shorthand reporter.

6-47 (b) At the request of a party, the proceedings or any part of
6-48 the proceedings shall be transcribed. The expense of the
6-49 transcription shall be charged to the requesting party.

6-50 (c) The recording, stenographic notes, or transcription of
6-51 oral proceedings shall be maintained by the board until at least the
6-52 fifth anniversary of the date of the decision in the contested case.

6-53 Sec. 1104.2132. FAILURE TO APPEAR; COSTS. (a) If a
6-54 respondent receives proper notice of a contested case hearing but
6-55 does not appear in person at the hearing, the administrative law
6-56 judge may conduct the hearing or enter an order, as the
6-57 administrative law judge determines appropriate.

6-58 (b) The respondent is bound by the results of the hearing to
6-59 the same extent as if the respondent had appeared.

6-60 (c) The administrative law judge may award reasonable costs
6-61 to the board on a request for and proof of costs incurred if the
6-62 respondent fails to appear at the hearing. In this subsection, the
6-63 term "costs" means all costs associated with the hearing, including
6-64 the costs charged by the State Office of Administrative Hearings
6-65 and any costs related to hearing preparation, discovery,
6-66 depositions, subpoenas, service of process, witness expenses,
6-67 travel expenses, and investigation expenses.

6-68 SECTION 22. Section 1104.214, Occupations Code, is amended
6-69 to read as follows:

7-1 Sec. 1104.214. ACTION AFTER HEARING. On conclusion of a
7-2 contested case hearing under this subchapter, the administrative
7-3 law judge shall:

7-4 (1) make findings of fact and conclusions of law; and

7-5 (2) issue to the board a proposal for decision that the
7-6 board ~~[shall]~~ take one or more of the following actions:

7-7 (A) dismiss the charges;

7-8 (B) revoke the appraisal management company's
7-9 registration;

7-10 (C) suspend the registration of the appraisal
7-11 management company for a period of not more than five years;

7-12 (D) impose a period of probation, with or without
7-13 conditions;

7-14 (E) issue a public or private reprimand or a
7-15 warning;

7-16 (F) impose an administrative penalty; or

7-17 (G) require the payment of costs expended by the
7-18 board associated with the contested case, including:

7-19 (i) attorney's [legal] fees;

7-20 (ii) the costs charged by the State Office
7-21 of Administrative Hearings; and

7-22 (iii) any administrative costs associated
7-23 with the hearing, including witness expenses, travel expenses, and
7-24 investigation expenses.

7-25 SECTION 23. Section 1104.215, Occupations Code, is amended
7-26 to read as follows:

7-27 Sec. 1104.215. DECISION BY BOARD. (a) Based on the
7-28 findings of fact, ~~[and]~~ conclusions of law, and proposal for
7-29 decision of the administrative law judge [the recommendations of
7-30 the hearings examiner], the board by order may determine that:

7-31 (1) a violation has occurred and may impose an
7-32 administrative penalty or another sanction; or

7-33 (2) a violation did not occur.

7-34 (b) The board shall give notice of the order to the person
7-35 who is the subject of the order. The notice must include:

7-36 (1) ~~[separate statements of]~~ the findings of fact and
7-37 conclusions of law separately stated;

7-38 (2) the amount of any penalty imposed or a description
7-39 of any sanction imposed; ~~[and]~~

7-40 (3) a statement of the right of the person to judicial
7-41 review of the order; and

7-42 (4) any other information required by law.

7-43 SECTION 24. Section 1104.216, Occupations Code, is amended
7-44 to read as follows:

7-45 Sec. 1104.216. MOTION ~~[APPLICATION]~~ FOR REHEARING. (a) A
7-46 ~~[Not later than the 20th day after the date a final decision is~~
7-47 ~~issued in a contested case, a]~~ party may file a motion for rehearing
7-48 ~~[an application]~~ with the board ~~[for a rehearing]~~. The motion
7-49 ~~[application]~~ must state:

7-50 (1) the specific grounds for rehearing; and

7-51 (2) the relief sought.

7-52 (b) A motion for rehearing filed under this section is
7-53 governed by Chapter 2001, Government Code [The application is
7-54 denied if the board does not grant it before the 120th day after the
7-55 date the commissioner is served with the application].

7-56 SECTION 25. Sections 1104.102(b) and (d), Occupations Code,
7-57 are repealed.

7-58 SECTION 26. As soon as practicable after the effective date
7-59 of this Act, the Texas Appraiser Licensing and Certification Board
7-60 shall adopt rules and fees necessary to implement Chapter 1104,
7-61 Occupations Code, as amended by this Act.

7-62 SECTION 27. The changes in law made by this Act relating to
7-63 the eligibility for a registration under Chapter 1104, Occupations
7-64 Code, or to the requirements for an application under that chapter
7-65 apply only to an application submitted to the Texas Appraiser
7-66 Licensing and Certification Board on or after the effective date of
7-67 this Act. An application submitted before that date is governed by
7-68 the law in effect on the date the application was submitted, and the
7-69 former law is continued in effect for that purpose.

8-1 SECTION 28. The changes in law made by this Act relating to
8-2 the requirements for renewal of a registration under Chapter 1104,
8-3 Occupations Code, apply only to an application for renewal of a
8-4 registration that expires on or after the effective date of this
8-5 Act. A registration that expires before that date is governed by
8-6 the law in effect immediately before the effective date of this Act,
8-7 and the former law is continued in effect for that purpose.

8-8 SECTION 29. The changes in law made by this Act apply only
8-9 to a disciplinary proceeding or a contested case hearing under
8-10 Chapter 1104, Occupations Code, for conduct that occurs on or after
8-11 the effective date of this Act. Conduct that occurs before the
8-12 effective date of this Act is governed by the law in effect on the
8-13 date the conduct occurred, and the former law is continued in effect
8-14 for that purpose.

8-15 SECTION 30. This Act takes effect September 1, 2017.

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