By:  Phelan (Senate Sponsor - Flores) H.B. No. 1896

(In the Senate - Received from the House April 23, 2019; April 24, 2019, read first time and referred to Committee on Business & Commerce; May 14, 2019, reported favorably by the following vote: Yeas 8, Nays 0; May 14, 2019, sent to printer.)

COMMITTEE VOTE

                    Yea Nay Absent  PNV

Hancock              X

Nichols              X

Campbell             X

Creighton            X

Menéndez             X

Paxton               X

Schwertner           X

Whitmire                       X

Zaffirini            X

A BILL TO BE ENTITLED

AN ACT

relating to the applicability of the requirements relating to the adoption of a new state agency rule by the Parks and Wildlife Department.

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

SECTION 1.  Section 2001.0045(c), Government Code, is amended to read as follows:

(c)  This section does not apply to a rule that:

(1)  relates to state agency procurement;

(2)  is amended to:

(A)  reduce the burden or responsibilities imposed on regulated persons by the rule; or

(B)  decrease the persons' cost for compliance with the rule;

(3)  is adopted in response to a natural disaster;

(4)  is necessary to receive a source of federal funds or to comply with federal law;

(5)  is necessary to protect water resources of this state as authorized by the Water Code;

(6)  is necessary to protect the health, safety, and welfare of the residents of this state;

(7)  is adopted by the Department of Family and Protective Services, Texas Department of Motor Vehicles, Parks and Wildlife Department, Public Utility Commission of Texas, Texas Commission on Environmental Quality, or Texas Racing Commission;

(8)  is adopted by a self-directed semi-independent agency; or

(9)  is necessary to implement legislation, unless the legislature specifically states this section applies to the rule.

SECTION 2.  The change in law made by this Act applies only to a rule proposed by a state agency on or after the effective date of this Act. A rule proposed before that date is governed by the law in effect on the date the rule was proposed, and the former law is continued in effect for that purpose.

SECTION 3.  This Act takes effect September 1, 2019.

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