

By: Phelan

H.B. No. 1896

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the applicability of the requirements relating to the  
3 adoption of a new state agency rule by the Parks and Wildlife  
4 Department.

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

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

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

9 (1) relates to state agency procurement;

10 (2) is amended to:

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

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

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

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

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

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

22 (7) is adopted by the Department of Family and  
23 Protective Services, Texas Department of Motor Vehicles, Parks and  
24 Wildlife Department, Public Utility Commission of Texas, Texas

1 Commission on Environmental Quality, or Texas Racing Commission;

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

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

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

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