

BILL ANALYSIS

H.B. 3607
By: Leach
Judiciary & Civil Jurisprudence
Committee Report (Unamended)

BACKGROUND AND PURPOSE

A general code update bill is prepared each interim to nonsubstantively codify laws that should be included in previously enacted codes, appropriately renumber or reletter duplicate official citations, correct enacted codes to conform to source law from which they were derived, and revise parts of codes enacted during the preceding legislative session to incorporate enactments of that session. This session's edition is a representation of work performed by the Texas Legislative Council (TLC) over the course of the interim as part of its duties relating to continuing statutory revision. H.B. 3607 seeks to implement the nonsubstantive changes proposed by TLC.

CRIMINAL JUSTICE IMPACT

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

H.B. 3607 amends the Alcoholic Beverage Code, Civil Practice and Remedies Code, Code of Criminal Procedure, Education Code, Election Code, Family Code, Finance Code, Government Code, Health and Safety Code, Human Resources Code, Insurance Code, Natural Resources Code, Occupations Code, Parks and Wildlife Code, Penal Code, Property Code, Special District Local Laws Code, Tax Code, and Transportation Code to make corrections to those codes, conform other laws to those codes, and codify certain other provisions as new provisions within those codes. The bill makes various nonsubstantive amendments, including amendments to conform the codes to acts of previous legislatures, correct references and terminology, properly organize and number the law, and codify other law that properly belongs in those codes.

H.B. 3607 redesignates provisions of certain of those enacted codes, as well as the Local Government Code and Utilities Code, and amends those codes and the Business & Commerce Code to renumber and reletter accordingly.

H.B. 3607 sets out general provisions relating to the nonsubstantive revision and codification undertaken by the bill's provisions.

H.B. 3607 repeals the following provisions to eliminate duplicate provisions and citations and to conform to certain revisions made by the bill:

- Section 144.010, Civil Practice and Remedies Code;
- Section 2, Chapter 955 (S.B. 194), Acts of the 86th Legislature, Regular Session, 2019;

- Section 3, Chapter 955 (S.B. 194), and Section 1, Chapter 1066 (H.B. 1343), Acts of the 86th Legislature, Regular Session, 2019;
- Section 4, Chapter 955 (S.B. 194), Acts of the 86th Legislature, Regular Session, 2019;
- Section 5, Chapter 955 (S.B. 194), and Section 2, Chapter 1066 (H.B. 1343), Acts of the 86th Legislature, Regular Session, 2019;
- Section 6, Chapter 955 (S.B. 194), Acts of the 86th Legislature, Regular Session, 2019;
- Section 3, Chapter 1066 (H.B. 1343), Acts of the 86th Legislature, Regular Session, 2019;
- Section 1, Chapter 1037 (H.B. 616), Acts of the 86th Legislature, Regular Session, 2019;
- Section 8, Chapter 955 (S.B. 194), Acts of the 86th Legislature, Regular Session, 2019;
- Section 4.02, Chapter 413 (S.B. 20), Section 2, Chapter 529 (S.B. 1801), Section 9, Chapter 955 (S.B. 194), and Section 2, Chapter 1037 (H.B. 616), Acts of the 86th Legislature, Regular Session, 2019;
- Section 3, Chapter 1037 (H.B. 616), Acts of the 86th Legislature, Regular Session, 2019;
- Article 56A.301(3), Code of Criminal Procedure;
- Section 4, Chapter 1037 (H.B. 616), Acts of the 86th Legislature, Regular Session, 2019;
- Section 4, Chapter 408 (H.B. 8), Acts of the 86th Legislature, Regular Session, 2019;
- Section 3.06, Chapter 413 (S.B. 20), Acts of the 86th Legislature, Regular Session, 2019;
- Section 1, Chapter 187 (H.B. 2079), Acts of the 86th Legislature, Regular Session, 2019;
- Section 5, Chapter 1037 (H.B. 616), Acts of the 86th Legislature, Regular Session, 2019;
- Section 3.07, Chapter 413 (S.B. 20), Acts of the 86th Legislature, Regular Session, 2019;
- Article 102.020(a), Code of Criminal Procedure, as amended by Chapter 1285 (H.B. 1399), Acts of the 86th Legislature, Regular Session, 2019;
- Article 102.022(a), Code of Criminal Procedure, as amended by Chapter 1094 (H.B. 2048), Acts of the 86th Legislature, Regular Session, 2019;
- Section 21.410, Education Code, as amended by Chapter 439 (S.B. 1376), Acts of the 86th Legislature, Regular Session, 2019;
- Section 23, Chapter 464 (S.B. 11), Acts of the 86th Legislature, Regular Session, 2019;
- Section 39.413, Education Code, as amended by Chapter 943 (H.B. 3), Acts of the 86th Legislature, Regular Session, 2019;
- Section 2, Chapter 1036 (H.B. 548), Acts of the 86th Legislature, Regular Session, 2019;
- Section 8, Chapter 1060 (H.B. 1051), Acts of the 86th Legislature, Regular Session, 2019;
- Section 54.101(b), Government Code, as added by Chapter 355 (H.B. 452), Acts of the 86th Legislature, Regular Session, 2019;
- Subtitle I, Title 2, Government Code;
- Section 418.054, Government Code, as added by Chapter 576 (S.B. 289), Acts of the 86th Legislature, Regular Session, 2019;
- Section 418.054, Government Code, as added by Chapter 1018 (H.B. 6), Acts of the 86th Legislature, Regular Session, 2019;
- Section 1, Chapter 1223 (H.B. 2402), Acts of the 86th Legislature, Regular Session, 2019;
- Section 531.0996(e), Government Code, as added by Chapter 973 (S.B. 748), Acts of the 86th Legislature, Regular Session, 2019;
- Sections 1 through 7, Chapter 772 (H.B. 1535), Acts of the 86th Legislature, Regular Session, 2019;
- the heading to Title 19, Vernon's Texas Civil Statutes;
- Section 34.020(e), Health and Safety Code, as added by Chapter 973 (S.B. 748), Acts of the 86th Legislature, Regular Session, 2019;
- Section 254.156, Health and Safety Code, as added by Chapter 1062 (H.B. 1112), Acts of the 86th Legislature, Regular Session, 2019;
- Section 2210.581(d), Insurance Code, as added by Chapter 140 (H.B. 1944), Acts of the 86th Legislature, Regular Session, 2019;
- Section 51.252(e), Occupations Code, as added by Chapter 289 (H.B. 2452), Acts of the

86th Legislature, Regular Session, 2019;

- Sections 503.207(c) and (d) and 505.205(d) and (e), Occupations Code, as added by Chapter 91 (H.B. 125), Acts of the 86th Legislature, Regular Session, 2019;
- Section 26.08(n-1), Tax Code;
- Section 56.001(3), Transportation Code; and
- Section 66.016(c), Transportation Code, as added by Chapter 1346 (S.B. 1915), Acts of the 86th Legislature, Regular Session, 2019.

EFFECTIVE DATE

September 1, 2021, except that the nonsubstantive revisions of the portions of the Government Code known as The Securities Act take effect January 1, 2022.