87R1021 MCK-D

By:  Middleton H.B. No. 899

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting a licensing authority from taking disciplinary action against certain license holders for violating an emergency management plan or a rule, order, or ordinance issued under the plan.

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

SECTION 1.  Subchapter H, Chapter 418, Government Code, is amended by adding Section 418.1731 to reads as follows:

Sec. 418.1731.  ACTION AGAINST LICENSE HOLDER PROHIBITED. (a) In this section:

(1)  "License" means a license, registration, certificate, permit, or other authorization issued by a licensing authority that a person must obtain to practice or engage in a particular business, occupation, or profession.

(2)  "Licensing authority" means a department, commission, board, office, or other agency of the state that issues a license.

(b)  A licensing authority may not revoke, suspend, or refuse to renew a license, reprimand a license holder, impose an administrative penalty on a license holder, or take any other disciplinary action against a license holder based on the license holder's failure to comply with a state, local, or interjurisdictional emergency management plan or with a rule, order, or ordinance adopted under the plan.

SECTION 2.  This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2021.