By:  Holland, et al. (Senate Sponsor - Schwertner) H.B. No. 1620

(In the Senate - Received from the House May 3, 2023; May 5, 2023, read first time and referred to Committee on Business & Commerce; May 23, 2023, reported favorably by the following vote: Yeas 10, Nays 0; May 23, 2023, sent to printer.)

COMMITTEE VOTE

                    Yea Nay Absent  PNV

Schwertner           X

King                 X

Birdwell             X

Campbell                       X

Creighton            X

Johnson              X

Kolkhorst            X

Menéndez             X

Middleton            X

Nichols              X

Zaffirini            X

A BILL TO BE ENTITLED

AN ACT

relating to the review date for certain governmental entities subject to the sunset review process.

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

SECTION 1.  Section 691.003, Health and Safety Code, is amended to read as follows:

Sec. 691.003.  SUNSET PROVISION. The Anatomical Board of the State of Texas is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the board is abolished September 1, 2025 [~~2023~~].

SECTION 2.  Section 481.003, Government Code, is amended to read as follows:

Sec. 481.003.  SUNSET PROVISION. The Texas Economic Development and Tourism Office is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the office is abolished and this chapter expires September 1, 2025 [~~2023~~].

SECTION 3.  Section 5.014, Water Code, is amended to read as follows:

Sec. 5.014.  SUNSET PROVISION. The Texas Commission on Environmental Quality is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the commission is abolished and this chapter expires September 1, 2025 [~~2023~~].

SECTION 4.  Section 202.010, Human Resources Code, is amended to read as follows:

Sec. 202.010.  SUNSET PROVISION. The Texas Juvenile Justice Board and the Texas Juvenile Justice Department are subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the board and the department are abolished September 1, 2025 [~~2023~~].

SECTION 5.  Section 1701.002, Occupations Code, is amended to read as follows:

Sec. 1701.002.  APPLICATION OF SUNSET ACT. The Texas Commission on Law Enforcement is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the commission is abolished and this chapter expires September 1, 2025 [~~2023~~].

SECTION 6.  Section 12.005, Utilities Code, is amended to read as follows:

Sec. 12.005.  APPLICATION OF SUNSET ACT. The Public Utility Commission of Texas is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter or by Chapter 39, the commission is abolished and this title expires September 1, 2025 [~~2023~~].

SECTION 7.  Section 13.002, Utilities Code, is amended to read as follows:

Sec. 13.002.  APPLICATION OF SUNSET ACT. The Office of Public Utility Counsel is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the office is abolished and this chapter expires September 1, 2025 [~~2023~~].

SECTION 8.  Section 1-a(a), Chapter 276, Acts of the 45th Legislature, Regular Session, 1937, is amended to read as follows:

(a)  The District is subject to review under Chapter 325, Government Code (Texas Sunset Act), but may not be abolished under that chapter. The review shall be conducted under Section 325.025, Government Code, as if the District were a state agency scheduled to be abolished September 1, 2025 [~~2023~~], and every 12th year after that year.

SECTION 9.  Section 201.025, Agriculture Code, is amended to read as follows:

Sec. 201.025.  SUNSET PROVISION. The State Soil and Water Conservation Board is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the state board is abolished and this chapter expires September 1, 2025 [~~2023~~].

SECTION 10.  Section 751.003, Government Code, is amended to read as follows:

Sec. 751.003.  SUNSET PROVISION. The Office of State-Federal Relations is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the office is abolished and this chapter expires September 1, 2025 [~~2023~~].

SECTION 11.  Section 6.013, Water Code, is amended to read as follows:

Sec. 6.013.  SUNSET PROVISION. The Texas Water Development Board is subject to review under Chapter 325, Government Code (Texas Sunset Act), but is not abolished under that chapter. The board shall be reviewed during the period in which state agencies abolished in 2025 [~~2023 and every 12th year after 2023 are reviewed~~].

SECTION 12.  If a conflict exists between this Act and another Act of the 88th Legislature, Regular Session, 2023, that extends the sunset date of a governmental entity, the provisions of the other Act control without regard to the relative dates of enactment.

SECTION 13.  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, 2023.

\* \* \* \* \*