

1-1 By: Goldman (Senate Sponsor - Kolkhorst) H.B. No. 3743
 1-2 (In the Senate - Received from the House May 5, 2023;
 1-3 May 9, 2023, read first time and referred to Committee on Business
 1-4 & Commerce; May 17, 2023, reported favorably by the following vote:
 1-5 Yeas 9, Nays 0; May 17, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10			X	
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15	X			
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the Texas Department of Licensing and Regulation;
 1-22 expanding authority to adopt fees.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 51.002, Occupations Code, as amended by
 1-25 Chapters 663 (H.B. 1560) and 850 (S.B. 713), Acts of the 87th
 1-26 Legislature, Regular Session, 2021, is reenacted to read as
 1-27 follows:

1-28 Sec. 51.002. APPLICATION OF SUNSET ACT. The Texas
 1-29 Commission of Licensing and Regulation and the Texas Department of
 1-30 Licensing and Regulation are subject to Chapter 325, Government
 1-31 Code (Texas Sunset Act). Unless continued in existence as provided
 1-32 by that chapter, the commission and the department are abolished
 1-33 September 1, 2033.

1-34 SECTION 2. Section 51.202(a), Occupations Code, is amended
 1-35 to read as follows:

1-36 (a) The commission shall set fees, in amounts reasonable and
 1-37 necessary to cover the costs of administering the programs or
 1-38 activities, for:

- 1-39 (1) licenses issued by the department;
- 1-40 (2) license renewals and late renewals;
- 1-41 (3) examinations; and
- 1-42 (4) any other program or activity administered by the
 1-43 department [~~for which a fee is authorized~~].

1-44 SECTION 3. Section 51.207(c), Occupations Code, is amended
 1-45 to read as follows:

1-46 (c) The commission by rule may require an applicant, license
 1-47 holder, or other person who regularly receives correspondence from
 1-48 the department to provide an [may satisfy any requirement under
 1-49 this chapter or another law governing a program subject to
 1-50 regulation by the department to provide notice by delivering the
 1-51 notice by] e-mail address to the department for purposes of
 1-52 receiving correspondence [to the recipient's last known e-mail
 1-53 address if the recipient has previously authorized the department
 1-54 to deliver the notice by e-mail]. An e-mail address used under this
 1-55 subsection is confidential and is not subject to disclosure under
 1-56 Chapter 552, Government Code.

1-57 SECTION 4. Section 51.209, Occupations Code, is amended by
 1-58 adding Subsection (d) to read as follows:

1-59 (d) Notwithstanding any other law, Chapter 2110, Government
 1-60 Code, does not apply to an advisory board established to advise the
 1-61 commission or department.

2-1 SECTION 5. Subchapter H, Chapter 51, Occupations Code, is
2-2 amended by adding Section 51.4014 to read as follows:

2-3 Sec. 51.4014. LICENSE APPLICATION FROM INMATE. (a)

2-4 Notwithstanding any other law, the department may accept an
2-5 application from an applicant who is an inmate imprisoned in the
2-6 Texas Department of Criminal Justice except that the department may
2-7 not issue the license until the applicant has been released.

2-8 (b) This section does not limit the ability of the
2-9 department to determine or verify the applicant's eligibility for
2-10 the license or to issue a provisional or restricted license in
2-11 accordance with other law.

2-12 SECTION 6. This Act takes effect September 1, 2023.

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