

By: Miles

S.B. No. 239

A BILL TO BE ENTITLED

1 AN ACT
2 relating to employment restrictions for former employees of the
3 Texas Commission on Environmental Quality; providing an
4 administrative penalty.

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

6 SECTION 1. Subchapter C, Chapter 5, Water Code, is amended
7 by adding Section 5.062 to read as follows:

8 Sec. 5.062. CERTAIN EMPLOYMENT FOR FORMER EMPLOYEE
9 RESTRICTED. A former employee of the commission may not accept
10 employment in an industry regulated by the commission, as described
11 in Section 5.013(a), before the second anniversary of the date the
12 person ceased to be an employee of the commission.

13 SECTION 2. Section 7.052, Water Code, is amended by adding
14 Subsection (b-5) to read as follows:

15 (b-5) A person who hires a former employee of the commission
16 in violation of Section 5.062 is subject to an administrative
17 penalty not to exceed an amount that is equal to three times the
18 employee's salary for the position hired.

19 SECTION 3. Section 5.062, Water Code, as added by this Act,
20 applies only to a person who ceases to be an employee of the Texas
21 Commission on Environmental Quality on or after the effective date
22 of this Act.

23 SECTION 4. This Act takes effect September 1, 2023.