

By: Bryant

H.B. No. 5350

A BILL TO BE ENTITLED

AN ACT

relating to notice and opportunity for public comment for certain policies adopted or implemented by a state agency.

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

SECTION 1. Subtitle A, Title 10, Government Code, is amended by adding Chapter 2010 to read as follows:

CHAPTER 2010. PUBLIC NOTICE AND HEARING FOR CERTAIN AGENCY ACTION

Sec. 2010.001. APPLICABILITY OF CHAPTER. This chapter does not apply to a rule that is subject to the requirements of Subchapter B, Chapter 2001.

Sec. 2010.002. NOTICE AND OPPORTUNITY FOR PUBLIC COMMENT FOR CERTAIN POLICIES. (a) Before a state agency may implement or adopt a policy that affects a procedure or agency action relating to a private person, the state agency must:

(1) give notice of the agency's intention to adopt the policy in the same manner that the agency would give notice of the agency's intent to adopt a rule under Section 2001.023; and

(2) give all interested persons a reasonable opportunity for public comment in the same manner that the agency would give interested persons an opportunity to submit data, views, or arguments under Section 2001.029(a).

(b) A state agency shall consider fully all comments the agency receives about a proposed policy.

SECTION 2. The changes in law made by this Act apply only to

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1 a policy implemented or adopted on or after the effective date of
2 this Act.

3 SECTION 3. This Act takes effect September 1, 2025.