By: Salinas H.B. No. 985

A BILL TO BE ENTITLED

AN ACT

relating to certain requirements for activation of the Texas National Guard into active combat duty.

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

SECTION 1. Subchapter A, Chapter 437, Government Code, is amended by adding Section 437.0055 to read as follows:

Sec. 437.0055. CONGRESSIONAL ACTION REQUIRED FOR ACTIVE COMBAT DUTY ACTIVATION OF TEXAS NATIONAL GUARD. (a) In this section, "active combat duty" means active military service through:

(1) participation in an armed conflict in a foreign state;

(2) performance of a hazardous service relating to an armed conflict in a foreign state; or

(3) performance of a duty through an instrumentality of war.

(b) Notwithstanding any other provision of this code, the Texas National Guard may be activated into active combat duty only if the United States Congress:

(1) officially declares war in accordance with Clause 11, Section 8, Article I, United States Constitution; or

(2) takes other official action in accordance with Clause 15, Section 8, Article I, United States Constitution.

(c) The governor shall take all actions necessary to comply

with this section.

SECTION 2. This Act takes effect September 1, 2027.