

CHAPTER 1017

H.B. No. 2042

AN ACT

relating to a state agency's modification of its findings or decision in a contested case while the case is on appeal to the courts.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 19, Administrative Procedure and Texas Register Act (Article 6252-13a, Vernon's Texas Civil Statutes), is amended by adding Subsection (h) to read as follows:

(h) Except as provided by Subsection (d)(2) of this section, after proceedings for review of a contested case have been instituted under Subsection (b) of this section an agency may not modify its findings or decision in the case during the time that the case is under judicial review.

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 30, 1993, by a non-record vote; passed by the Senate on May 22, 1993, by a viva-voce vote.

Approved June 19, 1993.

Effective Aug. 30, 1993, 90 days after date of adjournment.