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# BUSINESS LAW SECTION STATE BAR OF TEXAS TEXAS LEGISLATIVE UPDATE

March 17, 2017

Last week's bill filing deluge pushed the total bill and resolution count to 7,702, with over 1,000 bills filed on Thursday and Friday alone. Interested parties are still sifting through the multitude for hidden gems. Please continue to review the raw tracking report for bills of interest.

Committee hearings ramped up to full speed. House floor action also picked up some pace. Deliberations on sanctuary cities, the bathroom bill (the Texas Privacy Act), and property tax reform, all drew large, vocal crowds to the Capitol. Major ride sharing companies commenced efforts to preempt municipal regulation. Ex-Speaker Craddick passed his no-texting-while-driving measure out of the House for the 4th time. A federal appellate court found legislative redistricting to be invalid for 3 congressional districts. And if all that wasn't enough, in an eye-opening nod to women's rights and pro-choice advocates, Rep. Farrar introduced the "Man's Right to Know Act" which purports to regulate men's health and safety in some very surprising ways (HB 4260).

The first Texas Business Law Foundation committee hearing for the session (on the TUTSA bill) is likely to occur a week from Monday in the House.

The BLS is tracking legislation in ten (10) general subject-matter categories. Periodic updates will come in two parts, the first part, below, is a summary of pertinent bills and issues within the categories. The second part contains a detailed list of all bills being tracked within the categories.

#### A -- Section Prepared Bills

Bills in this category are proposed by the Texas Business Law Foundation ("TBLF").

#### **Business Organization Code -- Corporations and Nonprofit Associations**

Substantive and technical amendments to the BOC developed by the BLS BOC Drafting Committee, addressing corporation, nonprofit corporation, and nonprofit association actions and matters, including share issuance, dividends, and ownership; director voting; mergers and conversions; defective act ratification; records transparency; and notice uniformity.

SB 1518 (Hancock)/HB 2827 (Oliveira) - The filed versions will require corrections in a committee substitute. TLC drafting is underway. Still awaiting committee referrals.

#### **Business Organization Code -- Partnerships and LLCs**

Substantive and technical amendments to the BOC developed by the BLS BOC Drafting Committee, affecting partnership, limited liability company, and series LLC actions and matters, including company and partnership agreement enforceability; officer vacancies; series LLC status; liability clarification; business names; service of process; records transparency; and winding up.

SB 1517 (Hancock)/HB 2826 (Oliveira) - Also awaiting committee referrals.

#### **Uniform Trade Secrets Act**

Amends the TUTSA, conforming it to recent modifications to the uniform act and the federal Defend Trade Secrets Act.

SB 1945 (Hughes)/HB 1995 (Elkins) - Senate bill filed, not yet referred. The House bill was referred this week to the Government Transparency and Operation Committee, chaired by Rep. Elkins. We expect it will bet set for a hearing on Monday, March 27th. Irene Kosturakis and Joe Cleveland will attend and provide testimony as needed.

#### **Business Names**

Adopts the "distinguishable name" standard rather than the current "deceptively similar" standard in the reservation of business names, as supported by the Secretary of State.

SB 1835 (Estes) /HB 2856 (Villalba) - The filed versions here also will require corrections in a committee substitute. Also awaiting committee referrals.

#### **B** -- Business Courts

#### **Chancery Court**

<u>HB 2594</u> (Villalba) - Establishes a dedicated business court system in Texas to handle specific business litigation.

Filed in the House, not yet referred. Discussions continue with Rep. Villalba on an initial stakeholder meeting.

#### **C** -- Business Entities

#### **Shareholder Oppression**

Debate continues over the need to codify certain minority shareholder protections in the wake of <u>Ritchie v. Rupe</u>. During the legislative interim, the House Business and Commerce Committee studied the issue, receiving pro and con testimony. Byron Egan, on behalf of the TBLF, presented compelling testimony that adequate remedies exist under current law and that additional codification on the subject is not needed, and likely would cause harmful uncertainty in business entity organization. B&C declined to make a recommendation on the issue.

No bill has been filed.

#### **Ethics/Interests in Government Contracts**

HB 1295 (Capriglione) - Amendment package to previous HB 1295 to clarify and simplify business entity compliance with the bill's required disclosures when contracting with a government entity. The bill increases the number of business entities exempt from the registration requirements (publicly traded entities and "direct or indirect wholly owned subsidiaries"; FDIC insured institutions; certain utilities; and insurance companies). For those entities not exempt, a number of questions regarding the extent of the registration requirements remain unanswered. Additionally, the bill re-defines several terms, including "contract," in ways that add confusion regarding the requirements and adds a civil penalty (\$500 for the first day; \$100 per day thereafter to a maximum of \$10,000) for an entity that fails to file the registration or the disclosures contained therein, enforceable by the Texas Ethics Commission or the Attorney General.

Referred to General Investigating & Ethics. Discussions continue with stakeholders.

<u>HB 1610</u> (Kuempel) – An alternative amendment package to HB 1295. This bill would apply the registration only for contracts in excess of \$10 million and simplifies the registration requirements and is favored by a number of stakeholders.

Referred to General Investigating & Ethics. Rep. Kuempel is requesting a joint hearing of the two bills so that stakeholders can attend *en masse* and show their support for his bill and opposition to HB 1295.

#### **Health Organization Corporations and Partnerships**

<u>SB 679</u> (Hancock)/<u>HB 3820</u> (Dale) - Adds chiropractors to existing authorizations for doctors of medicine, osteopathy, and podiatry to establish business entities jointly owned and controlled by those types of practitioners.

The Senate bill passed B&C and was placed on the Intent Calendar. A House companion was filed, not yet referred.

#### **Nonprofit Corporation Salary Disclosure**

<u>HB 2674</u> (Uresti) - Adds Section 22.451 to the BOC, and requires nonprofits receiving 25% or more of income from state funding to file an annual report to the SOS showing employee and officer salaries.

Filed, not yet referred. The Nonprofit Organizations Committee has expressed concerns. Communications with Rep. Uresti are underway.

#### **Benefit Corporations**

<u>HB 3488</u> (Hinojosa) - Relating to authorizing the formation of public benefit corporations.

Filed, not yet referred. Communications with Rep. Hinojosa are underway regarding current "social purpose" authorization under existing Texas law.

#### **Nonprofit Corporation Audits**

SB 2180 (Menéndez) - Provides an exemption for certain financial records from public inspection if a CPA has conducted an independent audit of any of the previous three fiscal years' of a NPC's finances, so long as the NPC makes available to the public a copy of the audit letter and copies of its most recent three annual reports.

Filed, not yet referred.

#### **SOS Termination of Business Entity**

<u>SB 1579</u> (Garcia) - Permits SOS to terminate the existence of a domestic filing entity if a substantial owner or governing person of the entity has been convicted of human trafficking or compelling prostitution.

Filed, not yet referred.

#### D -- UCC

Awaiting final review of filed bills and identification as to relevancy.

#### **E** -- Securities

#### **Self Funding Status for State Securities Board**

<u>HB 823</u> (Parker) - Gives the State Securities Board self-directed and semi-independent status, treating it similarly to the Texas Department of Banking.

Referred to Investments & Financial Services.

#### **Activist Shareholders**

<u>SB 2206</u> (Hancock) - A significantly shortened version Chairman Parker's "Bring Business to Texas and Disclosure Act" referenced below. Similarly imposes disclosure requirements for certain "activist" investor actions.

Filed, not yet referred. John Fahy is reviewing.

<u>HB 2382</u> (Parker) - The "Bring Business to Texas and Disclosure Act". Imposes extensive disclosure requirements for certain "activist" investor actions.

Filed, not yet referred. Communications continue with Chairman Parker on the concept. The Fahy letter addressing constitutional issues and technical problems was released.

#### **F** -- Financial Institutions

#### **Electronic Notarization**

<u>HB 1217</u> (Parker) - Establishes electronic notaries public. An initiative by the Texas Mortgage Bankers Association and others.

Referred to House State Affairs. Discussions continue with stakeholders on administrative issues. Advocates report that TBLF comments are being considered in drafting a committee substitute. Modifications must be deemed workable by the SOS and other title industry stakeholders.

#### **Texas Revised Uniform Fiduciary Access to Digital Assets**

SB 1193 (V. Taylor)/HB 2158 (Parker) - Establishes procedures for the agreed administration of digital assets (electronic records in which individuals have rights or interests) by financial institutions. A REPTL initiative.

Senate bill referred to State Affairs. House bill filed, not yet referred. Review by impacted BLS lawyers indicates it is a good bill.

#### Usury

<u>HB 2977</u> (Longoria) - Relating to methods of computing interest charges on certain consumer loans.

Filed, not yet referred.

#### **Finance Agency Regulation**

Clarifies applicable law for licensees and others operating under the Finance Code.

SB 1530 (Estes)/HB 3081 (Capriglione) - Relating to the regulation of persons and business activities subject to regulation by certain finance agencies.

Neither bill has been referred yet.

#### **Financial Exploitation**

SB 2067 (Hancock)/HB 3921 (Parker) - Relating to the financial exploitation of certain vulnerable adults.

Neither bill has been referred yet.

#### **Class Action Waiver**

<u>HB 4225</u> (Elkins) - Permits the waiver of a class action in a credit transaction or service contract.

Filed, not yet referred.

#### **G** -- Business Liability

#### **Director Liability Following Charter Revocation**

Section 171.255, Tax Code, is designed to enforce the collection of corporate taxes by the Comptroller. The tax collection tool, however, exposes directors and officers to an excessive liability for *all* corporate debts during a revocation period should taxes not be paid. *Hovel v. Batzri*, currently on appeal the Texas Supreme Court, supports a customary and reasonable approach as to when a debt is created under the statute. Should the Court, however, overturn the *Hovel* decision, there is concern that the uncertainty and negative impact of the statute could be significantly increased.

Awaiting action by the Texas Supreme Court.

#### **Foreign Money Judgments**

SB 944 (Hughes)/HB 2122 (Clardy) - Adopts the Uniform Foreign-Country Money Judgments Recognition Act.

Senate bill referred to State Affairs. House bill referred to Judiciary & Civil Jurisprudence. BLS lawyer review indicates it is a good bill.

#### **H -- Real Estate and Related Topics**

#### **Power of Attorney**

SB 926 (Rodriguez)/HB 1974 (Wray) - Addresses significant modifications to the durable power of attorney provisions of Chapter 751, Estates Code, including mandatory acceptance.

Senate bill referred to State Affairs. House bill filed, not yet referred. The TBLF working team continues to propose revisions to Rep. Wray and REPTL. A final stakeholder meeting is pending.

#### I -- Taxation and Related Topics

#### Franchise Tax

Numerous bills pertaining to franchise tax reform, elimination, or cuts are under consideration.

SB 17 (Nelson) - Provides phased reduction and ultimate elimination of the franchise tax, based on revenue growth.

Passed Senate Finance Committee, placed on Intent Calendar.

#### **Property Tax**

The Senate leadership has declared property tax reform and cuts as key components of its legislative priorities. The House has made similar representations.

<u>SB 2</u> (Bettencourt) - Designated package for ad valorem taxation reform, including an effective 5% cap on increases (without an election).

Passed Senate Finance, placed on Intent Calendar.

<u>HB 15</u> (Bonnen) - Comprehensive reform package proposed by the House. Specifies an increase cap of 4%.

Referred to Ways and Means.

#### J -- Choice of Law

#### **Application of Foreign and International Law**

Efforts to restrict the impact in Texas courts of certain perceived repugnant foreign laws or doctrines, or so called "Anti-Sharia" laws, continue. Bills could impact foreign judgment enforcement, use of foreign laws, and contractual choice of law and venue.

<u>HB 45</u> (Flynn) - Amends the Civil Practice and Remedies Code to prohibit application of foreign laws or contractual choice of law or venue provisions requiring foreign laws, if the foreign laws would violate rights under the U.S. or Texas constitutions.

Referred to Judiciary & Civil Jurisprudence

<u>HB 498</u> (Fallon) - Amends the Family Code and narrows application to marriages and parent-child relationships.

Referred to Judiciary & Civil Jurisprudence

# SBOT BUSINESS LAW SECTION LEGISLATIVE TRACKING REPORT

#### A - Section Prepared

HB 1995 Elkins, Gary(R) Relating to the Texas Uniform Trade Secrets Act.

Companions: SB 1945 Hughes, Bryan (F) (Identical) 3-10-17 S Filed

**Bill History:** 03-15-17 H Introduced and referred to committee on House Government

Transparency and Operation

HB 2826 Oliveira, Rene(D)

Relating to partnerships, limited liability companies, and other domestic and foreign entities and to series of limited liability companies and foreign entities.

Companions:	SB 1517 Hancock, Kelly (Identical) 3- 8-17 S Filed
Bill History:	03-03-17 H Filed
B 2827 Oliveira, Rene(D)	Relating to corporations, associations, real estate investment trusts, and related entities.
Companions:	SB 1518 Hancock, Kelly (Identical) 3- 8-17 S Filed
Bill History:	03-03-17 H Filed
B 2856 Villalba, Jason(R)	Relating to names of domestic and foreign filing entities for transacting business in this state.
Companions:	SB 1835 Estes, Craig (Identical) 3- 9-17 S Filed
Bill History:	03-03-17 H Filed
B 1517 Hancock, Kelly(R)	Relating to partnerships, limited liability companies, and other domestic and foreign entities and to series of limited liability companies and foreign entities.
Companions:	HB 2826 Oliveira, Rene (Identical) 3- 3-17 H Filed
Bill History:	03-08-17 S Filed
B 1518 Hancock, Kelly(R)	Relating to corporations, associations, real estate investment trusts, and related entities.
Companions:	HB 2827 Oliveira, Rene (Identical) 3- 3-17 H Filed
Bill History:	03-08-17 S Filed
B 1835 Estes, Craig(R)	Relating to names of domestic and foreign filing entities for transacting business in this state.
Companions:	HB 2856 Villalba, Jason (Identical) 3- 3-17 H Filed
	00 00 17 0 5"
Bill History:	03-09-17 S Filed
B 1945 Hughes, Bryan (F)(R)	Relating to the Texas Uniform Trade Secrets Act.

<u>1995</u>

3-15-17 H Introduced and referred to committee on House Government Transparency and Operation

Bill History: 03-10-17 S Filed

#### **B** - Business Courts

HB 2594 Villalba, Jason(R) Relating to the creation of the chancery court

and the court of chancery appeals to hear

certain cases.

Bill History: 03-01-17 H Filed

#### **C - Business Entities**

HB 89 King, Phil(R) Relating to state contracts with and

investments in companies that boycott Israel.

Companions: SB 29 Creighton, Brandon (Identical)

3-20-17 S First placement on Senate

Intent Calendar for

134

Creighton, Brandon (Identical)

1-25-17 S Introduced and referred to committee on Senate Business and

Commerce

Bill History: 03-13-17 H Introduced and referred to

committee on House State Affairs

HB 225 Johnson, Eric(D) Relating to the prohibition of employment

discrimination based on sexual orientation or

gender identity or expression.

Bill History: 02-20-17 H Introduced and referred to

committee on House Business and Industry

Thompson, Senfronia(D) HB 228 Relating to unlawful employment practices

regarding discrimination in payment of

compensation.

(Refiled from 84R

HB 187 Thompson, Senfronia

Companions:

Session)

	Bill History:	SB 65 Ellis, Rodney from 84R Session)  03-06-17 H Committee action pending House Business and Industry
HB 258	Anchia, Rafael(D)	Relating to a prohibition on the award of a state agency contract to a person in a state with laws allowing or requiring discrimination based on sexual orientation or gender identity or expression.
	Bill History:	02-13-17 H Introduced and referred to committee on House State Affairs
<u>HB 317</u>	Canales, Terry(D)	Relating to the consideration by certain employers of the consumer credit reports of certain employees and applicants for employment.
	Bill History:	03-13-17 H Committee action pending House Business and Industry
HB 334	Collier, Nicole(D)	Relating to the consideration by employers of the consumer credit reports or other credit information of employees and applicants for employment.
	Bill History:	02-15-17 H Introduced and referred to committee on House Business and Industry
HB 552	White, James(R)	Relating to the regulation of occupations by this state.
	Bill History:	02-20-17 H Introduced and referred to committee on Licensing and Administrative Procedures
HB 996	Capriglione, Giovanni(R)	Relating to the regulation of business entities that provide assistance animals.
	Companions:	SB 1425  Hancock, Kelly (Identical)  3-16-17 S Introduced and referred to committee on Senate Business and Commerce
	Bill History:	02-27-17 H Introduced and referred to committee on Licensing and Administrative Procedures
<u>HB 1142</u>	<u>Davis, Sarah(R)</u>	Relating to prohibiting governmental contracts with a company doing business with

Iran, Sudan,	or a	foreign	terrorist

	Iran, Sudan, or a foreign terrori organization.	SI
Companions:	SB 252 Taylor, Van 3-14-17 S Committee acti Senate Business and Com	
Bill History:	03-13-17 H Introduced and reference committee on House State Affairs	
HB 1222 Rinaldi, Matt(R)	Relating to the suspension of ce held by private employers for the employment of persons not law in this state.	ie knowing
Bill History:	02-22-17 H Introduced and reference committee on House State Affairs	
HB 1295 Capriglione, Giovanni(R)	Relating to the disclosure of inte by business entities contracting governmental entities and state	with
Bill History:	02-27-17 H Introduced and reference committee on House General Investince	
HB 1610 Kuempel, John(R)	Relating to the disclosure of inte by business entities contracting governmental entities or state a	with
Bill History:	03-09-17 H Introduced and reference committee on House General Investibles	
HB 2248 Guerra, Bobby(D)	Relating to the procedure for ad state agency of rules that may h adverse economic effect on sma and micro-businesses.	nave an
Companions:	HB 1684 Guerra, Bobby	(Refiled from 84R Session)
	SB 522 Hinojosa, Chuy	(Refiled from 84R Session)
Bill History:	02-22-17 H Filed	
HB 2674 Uresti, Tomas (F)(D)	Relating to reporting requirement nonprofit corporations regarding and officer salaries.	
Bill History:	03-01-17 H Filed	

<u>HB 3488</u>	Hinojosa, Gina (F)(D)	Relating to authorizing the formation of public benefit corporations.
	Bill History:	03-08-17 H Filed
HB 3820	Dale, Tony(R)	Relating to the authority of chiropractors to form certain business entities with certain other professions.
	Companions:	SB 679 Hancock, Kelly (Identical) 3-20-17 S First placement on Senate Intent Calendar for
	Bill History:	03-09-17 H Filed
HB 4171	Guillen, Ryan(D)	Relating to the state designation of employee owned corporations.
	Bill History:	03-10-17 H Filed
<u>HB 4195</u>	Johnson, Eric(D)	Relating to establishing a pilot program to assist small business in obtaining capital.
	Companions:	SB 1410 Menendez, Jose (Identical)
		3-16-17 S Introduced and referred to committee on Senate Business and Commerce
	Bill History:	03-10-17 H Filed
SB 29	Creighton, Brandon(R)	Relating to state contracts with and investments in companies that boycott Israel.
	Companions:	HB 89 King, Phil (Identical) 3-13-17 H Introduced and referred to committee on House State Affairs
		SB Creighton, Brandon (Identical)
		1-25-17 S Introduced and referred to committee on Senate Business and Commerce
	Bill History:	03-20-17 S First placement on Senate Intent Calendar for
<u>SB 134</u>	Creighton, Brandon(R)	Relating to state contracts with and investments in companies that boycott Israel.
	Companions:	HB 89 King, Phil (Identical) 3-13-17 H Introduced and referred to committee on House State Affairs SB 29 Creighton, Brandon (Identical) 3-20-17 S First placement on Senate Intent Calendar for

	Bill History:	01-25-17 S Introduced and referred to committee on Senate Business and Commerce
<u>SB 252</u>	Taylor, Van(R)	Relating to prohibiting governmental contracts with a company doing business with Iran, Sudan, or a foreign terrorist organization.
	Companions:	HB 1142 Davis, Sarah (Identical)  3-13-17 H Introduced and referred to committee on House State Affairs
	Bill History:	03-14-17 S Committee action pending Senate Business and Commerce
<u>SB 679</u>	Hancock, Kelly(R)	Relating to the authority of chiropractors to form certain business entities with certain other professions.
	Companions:	HB 3820 Dale, Tony (Identical) 3- 9-17 H Filed
	Bill History:	03-20-17 S First placement on Senate Intent Calendar for
SB 1410	Menendez, Jose(D)	Relating to establishing a pilot program to assist small business in obtaining capital.
	Companions:	HB 4195 Johnson, Eric (Identical) 3-10-17 H Filed
	Bill History:	03-16-17 S Introduced and referred to committee on Senate Business and Commerce
SB 1425	Hancock, Kelly(R)	Relating to the regulation of business entities that provide assistance animals; providing a civil penalty.
	Companions:	HB 996 Capriglione, Giovanni (Identical)
		2-27-17 H Introduced and referred to committee on Licensing and Administrative Procedures
	Bill History:	03-16-17 S Introduced and referred to committee on Senate Business and Commerce
SB 1477	West, Royce(D)	Relating to ransomware.
	Bill History:	03-08-17 S Filed
SB 1579	Garcia, Sylvia(D)	Relating to authorizing the secretary of state to terminate the existence of a domestic filing

entity if a substantial owner or governing person of the entity has been convicted of human trafficking or compelling prostitution.

Bill History: 03-09-17 S Filed

SB 1619 West, Royce(D) Relating to the creation of the offense of

electronic access interference.

Bill History: 03-09-17 S Filed

SB 2180 Menendez, Jose(D) Relating to financial records and audits of

nonprofit corporations.

Bill History: 03-10-17 S Filed

SB 2206 Hancock, Kelly(R) Relating to information required to be

disclosed by certain investors of publicly traded companies whose headquarters are

located in this state.

Bill History: 03-10-17 S Filed

D - UCC

E - Securities

HB 823 Parker, Tan(R) Relating to the self-directed and semi-

independent status of the State Securities

Board.

**Bill History:** 02-21-17 H Introduced and referred to

committee on House Investments and Financial

Services

HB 1090 Meyer, Morgan(R) Relating to the criminal penalties for insider

trading and other misuse of official

information by public servants.

Companions: (Refiled

SB 111 Taylor, Van (F) from 84R Session) SB 140 Taylor, Van (Identical)

1-25-17 S Introduced and referred to

committee on Senate State Affairs

**Bill History:** 02-21-17 H Introduced and referred to

committee on House General Investigating and

Ethics			

		Ethics	
HB 1701	Parker, Tan(R)	Relating to the presentation of the investment policy of certain governmental entities to a business organization that conducts investment transactions for the entity.	
	Bill History:	03-06-17 H Introduced and referred to committee on House Investments and Financial Services	
HB 2382	Parker, Tan(R)	Relating to information required to be disclosed by certain investors of publicly traded companies whose headquarters are located in this state.	
	Bill History:	02-24-17 H Filed	
HB 3367	Burrows, Dustin(R)	Relating to savings and loan associations, savings banks, residential mortgage loan originators and servicers, and other persons or entities under the regulatory jurisdiction of the Department of Savings and Mortgage Lending	
	Companions:	SB 1916 Buckingham, Dawn (F) (Identical) 3-10-17 S Filed	
	Bill History:	03-08-17 H Filed	
HB 3438	Koop, Linda(R)	Relating to the creation of a state financing program administered by the Texas Public Finance Authority to assist school districts with certain expenses.	
HB 3438	Koop, Linda(R)  Bill History:	program administered by the Texas Public Finance Authority to assist school districts	
HB 3438		program administered by the Texas Public Finance Authority to assist school districts with certain expenses.	
	Bill History:	program administered by the Texas Public Finance Authority to assist school districts with certain expenses.  03-08-17 H Filed  Relating to establishing a pilot program to assist small business in obtaining capital.  SB Menendez Jose (Identical)	
	Bill History:  Johnson, Eric(D)	program administered by the Texas Public Finance Authority to assist school districts with certain expenses.  03-08-17 H Filed  Relating to establishing a pilot program to assist small business in obtaining capital.	
	Bill History:  Johnson, Eric(D)	program administered by the Texas Public Finance Authority to assist school districts with certain expenses.  03-08-17 H Filed  Relating to establishing a pilot program to assist small business in obtaining capital.  SB 1410  Menendez, Jose (Identical) 3-16-17 S Introduced and referred to committee on Senate Business and	
	Johnson, Eric(D)  Companions:	program administered by the Texas Public Finance Authority to assist school districts with certain expenses.  03-08-17 H Filed  Relating to establishing a pilot program to assist small business in obtaining capital.  SB 1410  Menendez, Jose (Identical) 3-16-17 S Introduced and referred to committee on Senate Business and Commerce	

HB 1090 Meyer, Morgan (Identical)

2-21-17 H Introduced and referred to committee on House General Investigating and Ethics

Bill History: 01-25-17 S Introduced and referred to

committee on Senate State Affairs

SB 1410 Menendez, Jose(D) Relating to establishing a pilot program to assist small business in obtaining capital.

Companions: HB 4195 Johnson, Eric (Identical)

3-10-17 H Filed

**Bill History:** 03-16-17 S Introduced and referred to

committee on Senate Business and Commerce

SB 1875 Hinojosa, Chuy(D) Relating to the self-directed and semi-

independent status of certain agencies and the requirements applicable to, and the

oversight of, those agencies.

Bill History: 03-10-17 S Filed

SB 1916 Buckingham, Dawn (F)(R) Relating to savings and loan associations,

savings banks, residential mortgage loan originators and servicers, and other persons or entities under the regulatory jurisdiction of the Department of Savings and Mortgage.

Companions: <u>HB 3367</u> Burrows, Dustin (Identical)

3- 8-17 H Filed

Bill History: 03-10-17 S Filed

#### F - Financial Institutions

HB 197 Bernal, Diego(D) Relating to contracts and other documents

issued by credit access businesses.

**Bill History:** 02-14-17 H Introduced and referred to

committee on House Investments and Financial

Services

<u>HB 411</u> <u>Longoria, Oscar(D)</u> Relating to requiring photo identification for

certain purchases paid with a credit card or

debit card.

Bill History: 02-20-17 H Introduced and referred to

		committee on House Investments and Financial Services
HB 471	Johnson, Eric(D)	Relating to authorizing a credit union or other financial institution to conduct savings promotion raffles.
	Bill History:	03-21-17 H Meeting set for 2:00 P.M. or Adj., E2.010 - House Investments and Financial Services
<u>HB 721</u>	Longoria, Oscar(D)	Relating to photo identification requirements for certain stored value card transactions.
	Bill History:	02-20-17 H Introduced and referred to committee on House Investments and Financial Services
HB 741	Bernal, Diego(D)	Relating to the affordability of extension of consumer credit.
	Bill History:	02-20-17 H Introduced and referred to committee on House Investments and Financial Services
HB 877	Turner, Chris(D)	Relating to prohibiting certain telemarketing calls by a credit access business.
	Bill History:	03-13-17 H Committee action pending House Business and Industry
HB 916	Thierry, Shawn (F)(D)	Relating to requiring financial institutions to report the suspected financial abuse of elderly persons.
	Companions:	SB Miles, Borris (F) (Identical)
		2-22-17 S Introduced and referred to committee on Senate Business and Commerce
	Bill History:	02-21-17 H Introduced and referred to committee on House Investments and Financial Services
<u>HB 959</u>	Thierry, Shawn (F)(D)	Relating to the financial abuse of elderly persons, including requiring financial institutions to report suspected financial abuse of elderly persons.
	Companions:	SB 791 Miles, Borris (F) (Identical)
		2-22-17 S Introduced and referred to

committee on Senate Business and

Commerce

	Bill History:	02-27-17 H Introduced and referred to committee on House Investments and Financial Services	
HB 993	Walle, Amando(D)	Relating to the provision of accounting statements by mortgage servicers for certain loans secured by a lien on residential real property.	
	Companions:	HB 1239 Walle, Amando (Refiled from 84R Session)	
	Bill History:	03-21-17 H Meeting set for 2:00 P.M. or Adj., E2.010 - House Investments and Financial Services	
HB 1134	Craddick, Tom(R)	Relating to credit services organizations and extensions of consumer credit facilitated by credit services organizations.	
	Bill History:	02-22-17 H Introduced and referred to committee on House Investments and Financial Services	
HB 1143	Davis, Sarah(R)	Relating to investment prohibitions and divestment requirements for certain investments of public money.	
	Companions:	SB 253 Taylor, Van (Identical) 3-14-17 S Committee action pending Senate Business and Commerce	
	Bill History:	03-13-17 H Introduced and referred to committee on House State Affairs	
HB 1217	Parker, Tan(R)	Relating to appointment of and performance of notarial acts by an electronic notary public.	
	Bill History:	02-22-17 H Introduced and referred to committee on House State Affairs	
<u>HB 1712</u>	Shaheen, Matt(R)	Relating to the abolishment of certain advisory committees.	
	Bill History:	03-13-17 H Committee action pending House Government Transparency and Operation	
HB 1733	Uresti, Tomas (F)(D)	Relating to the maximum permitted sum of fees, interest, and other amounts due under certain extensions of consumer credit.	
	Bill History:	03-06-17 H Introduced and referred to committee on House Investments and Financial	

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Services	
HB 1752 Farrar, Jessica(D) Relating to certain account disclosures provided by a financial institution to a customer.	
Companions: SB 714 Seliger, Kel (Ide	entical)
2-21-17 S Introduced and referred committee on Senate Business and Commerce	
<b>Bill History:</b> 03-14-17 H Introduced and referred to committee on House Investments and Fin Services	nancial
HB 1760 Fallon, Pat(R) Relating to money transmissions sent to destinations outside the United States.	<b>)</b>
<b>Bill History:</b> 03-14-17 H Introduced and referred to committee on House Investments and Fin Services	nancial
HB 1954 Murr, Andrew(R) Relating to convenience and trust account established at financial institutions.	ınts
BW 1 W 1 CO 1 F 1 7 W 5 W 1	
Bill History: 02-15-17 H Filed	
HB 2158  Parker, Tan(R)  Relating to the adoption of the Texas Re Uniform Fiduciary Access to Digital Asse Act.	
HB 2158 Parker, Tan(R) Relating to the adoption of the Texas Re Uniform Fiduciary Access to Digital Asse Act.  Companions: SR	entical) d to
HB 2158 Parker, Tan(R) Relating to the adoption of the Texas Re Uniform Fiduciary Access to Digital Asse Act.  Companions:  Taylor, Van (Idea 3- 9-17 S Introduced and referred)	entical) d to
HB 2158  Parker, Tan(R)  Relating to the adoption of the Texas Re Uniform Fiduciary Access to Digital Asse Act.  Companions:  Taylor, Van  (Idea  3- 9-17 S Introduced and referred committee on Senate State Affairs	ets entical) d to
HB 2158  Parker, Tan(R)  Relating to the adoption of the Texas Re Uniform Fiduciary Access to Digital Asse Act.  Companions:  SB 1193  Taylor, Van (Idea 3- 9-17 S Introduced and referred committee on Senate State Affairs  Bill History:  02-21-17 H Filed  HB 2176  Parker, Tan(R)  Relating to surcharges imposed for the use a credit card.  Companions:  SB Hapcock Kelly (Idea	ets entical) d to
HB 2158  Parker, Tan(R)  Relating to the adoption of the Texas Re Uniform Fiduciary Access to Digital Asse Act.  Companions:  SB 1193  Taylor, Van 3- 9-17 S Introduced and referred committee on Senate State Affairs  Bill History:  02-21-17 H Filed  Relating to surcharges imposed for the use a credit card.	entical) d to s use of entical)
HB 2158  Parker, Tan(R)  Relating to the adoption of the Texas Reuniform Fiduciary Access to Digital Asse Act.  Companions:  SB 1193  Taylor, Van (Idea 3- 9-17 S Introduced and referred committee on Senate State Affairs  Bill History:  02-21-17 H Filed  Relating to surcharges imposed for the una credit card.  Companions:  SB 4-17 S Introduced and referred committee on Senate Business and	entical) d to s use of entical)
HB 2158  Parker, Tan(R)  Relating to the adoption of the Texas Re Uniform Fiduciary Access to Digital Asse Act.  Companions:  SB 1193  Taylor, Van (Idea 3- 9-17 S Introduced and referred committee on Senate State Affairs 1998)  Bill History:  02-21-17 H Filed  Relating to surcharges imposed for the Unit a credit card.  Companions:  SB 400  HB 2176  Parker, Tan(R)  Relating to surcharges imposed for the Unit a credit card.  Companions:  SB 560  Hancock, Kelly (Idea 2- 8-17 S Introduced and referred committee on Senate Business and Commerce	entical) d to s use of entical) to d

1409

3-16-17 S Introduced and referred to committee on Senate Business and Commerce

Commerci

Bill History: 🕦	02-23-17 H Filed
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HB 2579 Holland, Justin (F)(R) Relating to the bond and other coverages

required to be maintained by or for the benefit of a savings bank.

Companions: SB 1919 Buckingham, Dawn (F) (Identical)

3-10-17 S Filed

Bill History: 02-28-17 H Filed

HB 2580 Holland, Justin (F)(R) Relating to criminal history record information

obtained by the savings and mortgage

lending commissioner.

Companions: SB 2058 Estes, Craig (Identical)

3-10-17 S Filed

Bill History: 02-28-17 H Filed

HB 2647 Stephenson, Phil(R) Relating to authorized investments of public

funds.

Bill History: 03-01-17 H Filed

<u>HB 2656</u> <u>Longoria, Oscar(D)</u> Relating to exemptions from the Residential

Mortgage Loan Company Licensing and

Registration Act.

Bill History: 03-01-17 H Filed

HB 2705 Lozano, Jose(R) Relating to alternative education loans and to

the use of higher education private activity bonds by qualified alternative education loan

lenders.

Companions: SB Seliger, Kel (Identical)

1380 Seliger, Ker (Identical)

3-16-17 S Introduced and referred to committee on Senate Higher Education

Bill History: 03-02-17 H Filed

HB 2726 Holland, Justin (F)(R) Relating to state banks, state bank holding companies, and branches of foreign banks.

Companions: SB Campbell, Donna (Identical)

1400 Campbell, Dollia (Identica

3-16-17 S Introduced and referred to

committee or	Senate	Business	and
Commorco			

Bill History: 03-02-17 H Filed

HB 2822 Dean, Jay (F)(R) Relating to the regulation of banks and trust

companies.

Companions: SB 1401 Campbell, Donna (Identical)

3-16-17 S Introduced and referred to committee on Senate Business and

Commerce

Bill History: 03-03-17 H Filed

HB 2823 Dean, Jay (F) (R) Relating to the issuance and enforcement of a

subpoena during the course of an

investigation of a residential mortgage loan

servicer.

Companions: SB 1918 Buckingham, Dawn (F) (Identical)

3-10-17 S Filed

Bill History: 03-03-17 H Filed

<u>HB 2831</u> <u>Oliveira, Rene(D)</u> Relating to investments by state banks to

promote public welfare and community

development.

Bill History: 03-03-17 H Filed

HB 2832 Oliveira, Rene(D) Relating to notice by a property owner to a

mortgage servicer that the owner intends to enter into a contract with a property tax

lender.

Companions: HB (Refiled

1936 Oliveira, Rene from 84R Session)

SB Nichala Dahart (Idantical)

Nichols, Robert (Identical)

3-16-17 S Introduced and referred to committee on Senate Business and

Commerce

Bill History: 03-03-17 H Filed

HB 2839 Longoria, Oscar(D) Relating to photo identification for certain debit or credit card transactions.

Companions: SB 1381 Hughes, Bryan (F) (Identical)

3-16-17 S Introduced and referred to committee on Senate Business and

Commerce

		Commerce
	Bill History:	03-03-17 H Filed
HB 2928	Stephenson, Phil(R)	Relating to including the obligations of Federal Home Loan Banks as authorized investments for a governmental entity and the requirements for certificates of deposit or share certificates held as authorized investments.
	Bill History:	03-06-17 H Filed
HB 2977	Longoria, Oscar(D)	Relating to methods of computing interest charges on certain consumer loans.
	Bill History:	03-06-17 H Filed
HB 3081	Capriglione, Giovanni(R)	Relating to the regulation of persons and business activities subject to regulation by certain finance agencies.
	Bill History:	03-07-17 H Filed
<u>HB 3088</u>	Ortega, Evelina (F)(D)	Relating to the licensing and other regulation of wrap lenders.
	Companions:	SB 1993 Rodriguez, Jose (Identical) 3-10-17 S Filed
	Bill History:	03-07-17 H Filed
HB 3224	Perez, Mary Ann(D)	Relating to requiring dealers and investment advisers to report suspected financial abuse of elderly persons.
	Bill History:	03-07-17 H Filed
HB 3233	Burrows, Dustin(R)	Relating to the regulation of money services businesses.
	Companions:	SB 1403  Campbell, Donna (Identical)  3-16-17 S Introduced and referred to committee on Senate Business and Commerce
	Bill History:	03-07-17 H Filed
HB 3311	<u>Huberty, Dan(R)</u>	Relating to the date and time for the public sale of real property.
	Bill History:	03-08-17 H Filed

<u>HB 3342</u>	Parker, Tan(R)	Relating to prelicensing education requirements for a residential mortgage loan originator license.
	Bill History:	03-08-17 H Filed
HB 3367	Burrows, Dustin(R)	Relating to savings and loan associations, savings banks, residential mortgage loan originators and servicers, and other persons or entities under the regulatory jurisdiction of the Department of Savings and Mortgage Lending
	Companions:	SB 1916 Buckingham, Dawn (F) (Identical) 3-10-17 S Filed
	Bill History:	03-08-17 H Filed
HB 3419	Lucio III, Eddie(D)	Relating to increasing the maximum reference base amount for certain consumer loans.
	Bill History:	03-08-17 H Filed
HB 3448	Longoria, Oscar(D)	Relating to single premium term life insurance offered in connection with certain consumer loans.
	Bill History:	03-08-17 H Filed
HB 3503	Thierry, Shawn (F)(D)	Relating to the financial abuse of elderly persons.
	Bill History:	03-08-17 H Filed
HB 3508	Neave, Victoria (F)(D)	Relating to a contract or other agreement between certain governmental entities and a credit services organization or related business.
	Companions:	SB 836 Rodriguez, Jose (Identical)
		2-27-17 S Introduced and referred to committee on Senate Business and Commerce
	Bill History:	03-09-17 H Filed
HB 3921	Parker, Tan(R)	Relating to the financial exploitation of certain vulnerable adults.
	Companions:	SB 2067 Hancock, Kelly (Identical) 3-10-17 S Filed
	Bill History:	03-10-17 H Filed

<u>HB 3972</u>	Johnson, Eric(D)	Relating to the financial exploitation of certain elderly persons.
	Bill History:	03-10-17 H Filed
HB 4125	Herrero, Abel(D)	Relating to clarifying the liability of certain financial institutions that offer remote deposit capture.
	Bill History:	03-10-17 H Filed
HJR 99	Parker, Tan(R)	Proposing a constitutional amendment establishing a lower amount for expenses that can be charged to a borrower and removing certain financing expense limitations for a home equity loan.
	Bill History:	03-07-17 H Filed
SB 253	Taylor, Van(R)	Relating to investment prohibitions and divestment requirements for certain investments of public money.
	Companions:	HB 1143 Davis, Sarah (Identical) 3-13-17 H Introduced and referred to committee on House State Affairs
	Bill History:	03-14-17 S Committee action pending Senate Business and Commerce
<u>SB 560</u>	Hancock, Kelly(R)	Relating to surcharges imposed for the use of a credit card.
	Companions:	HB 2176 Parker, Tan (Identical) 2-21-17 H Filed
	Bill History:	02-08-17 S Introduced and referred to committee on Senate Business and Commerce
<u>SB 714</u>	Seliger, Kel(R)	Relating to certain account disclosures provided by a financial institution to a customer.
	Companions:	HB 1752 Farrar, Jessica (Identical) 3-14-17 H Introduced and referred to committee on House Investments and Financial Services
	Bill History:	02-21-17 S Introduced and referred to committee on Senate Business and Commerce
SB 791	Miles, Borris (F)(D)	Relating to the financial abuse of elderly persons, including requiring financial

institutions to report suspected financial	
abuse of elderly persons.	

(Refiled

from

Companions: HB Thierry, Shawn (F) (Identical) 959 2-27-17 H Introduced and referred to committee on House Investments and **Financial Services** 02-22-17 S Introduced and referred to Bill History: committee on Senate Business and Commerce SB 792 Miles, Borris (F)(D) Relating to requiring financial institutions to report the suspected financial abuse of elderly persons. Companions: Thierry, Shawn (F) (Identical) 916 2-21-17 H Introduced and referred to committee on House Investments and Financial Services 02-22-17 S Introduced and referred to Bill History: committee on Senate Business and Commerce SB 830 Rodriguez, Jose(D) Relating to the provision of accounting statements by mortgage servicers for certain loans secured by a lien on residential real property. 02-27-17 S Introduced and referred to Bill History: committee on Senate Business and Commerce SB 836 Rodriguez, Jose(D) Relating to a contract or other agreement between certain governmental entities and a credit services organization or related business. (Identical) Companions: HB 3508 Neave, Victoria (F) 3- 9-17 H Filed Bill History: 02-27-17 S Introduced and referred to committee on Senate Business and Commerce SB 1098 Zaffirini, Judith(D) Relating to recordings, acknowledgements, and proofs of certain written instruments. Bill History: 03-07-17 S Introduced and referred to committee on Senate State Affairs SB 1155 Menendez, Jose(D) Relating to fees paid to certain credit services organizations in connection with certain extensions of consumer credit.

SB 1323 Menendez, Jose (F)

Companions:

84R	
Session)	

**Bill History:** 03-09-17 S Introduced and referred to committee on Senate Business and Commerce

SB 1193 Taylor, Van(R) Relating to the adoption of the Texas Revised

Uniform Fiduciary Access to Digital Assets

Act.

Companions: <u>HB 2158</u> Parker, Tan (Identical)

2-21-17 H Filed

**Bill History:** 03-09-17 S Introduced and referred to

committee on Senate State Affairs

SB 1380 Seliger, Kel(R) Relating to alternative education loans and to

the use of higher education private activity bonds by qualified alternative education loan

lenders.

Companions: <u>HB 2705</u> Lozano, Jose (Identical)

3- 2-17 H Filed

**Bill History:** 03-16-17 S Introduced and referred to

committee on Senate Higher Education

SB 1381 Hughes, Bryan (F)(R) Relating to photo identification for certain

debit or credit card transactions.

Companions: <u>HB 2839</u> Longoria, Oscar (Identical)

3- 3-17 H Filed

**Bill History:** 03-16-17 S Introduced and referred to

committee on Senate Business and Commerce

SB 1397 Nichols, Robert(R) Relating to notice by a property owner to a

mortgage servicer that the owner intends to enter into a contract with a property tax

lender.

Companions: (Refiled

HB 1936Oliveira, Renefrom 84RSession)HB 2832Oliveira, Rene(Identical)

3- 3-17 H Filed

**Bill History:** 03-16-17 S Introduced and referred to

committee on Senate Business and Commerce

SB 1400 Campbell, Donna(R) Relating to state banks, state bank holding companies, and branches of foreign banks.

Companions: <u>HB 2726</u> Holland, Justin (F) (Identical)

		3- 2-17 H Filed
	Bill History:	03-16-17 S Introduced and referred to committee on Senate Business and Commerce
SB 1401	Campbell, Donna(R)	Relating to the regulation of banks and trust companies.
	Companions:	HB 2822 Dean, Jay (F) (Identical) 3- 3-17 H Filed
	Bill History:	03-16-17 S Introduced and referred to committee on Senate Business and Commerce
SB 1403	Campbell, Donna(R)	Relating to the regulation of money services businesses.
	Companions:	HB 3233 Burrows, Dustin (Identical) 3- 7-17 H Filed
	Bill History:	03-16-17 S Introduced and referred to committee on Senate Business and Commerce
SB 1409	Menendez, Jose(D)	Relating to a breach of system security of a business that exposes consumer credit card or debit card information; providing a civil penalty.
	Companions:	HB 2333 Elkins, Gary (Identical) 2-23-17 H Filed
	Bill History:	03-16-17 S Introduced and referred to committee on Senate Business and Commerce
SB 1530	Estes, Craig(R)	Relating to the regulation of persons and business activities subject to regulation by certain finance agencies.
	Bill History:	03-08-17 S Filed
<u>SB 1916</u>	Buckingham, Dawn (F)(R)	Relating to savings and loan associations, savings banks, residential mortgage loan originators and servicers, and other persons or entities under the regulatory jurisdiction of the Department of Savings and Mortgage.
	Companions:	HB 3367 Burrows, Dustin (Identical) 3- 8-17 H Filed
	Bill History:	03-10-17 S Filed
<u>SB 1918</u>	Buckingham, Dawn (F)(R)	Relating to the issuance and enforcement of a subpoena during the course of an investigation of a residential mortgage loan

#### servicer.

	Companions:	HB 2823 Dean, Jay (F) (Identical) 3- 3-17 H Filed
	Rill History	
	Bill History:	03-10-17 3 Filed
<u>SB 1919</u>	Buckingham, Dawn (F)(R)	Relating to the bond and other coverages required to be maintained by or for the benefit of a savings bank.
	Companions:	HB 2579 Holland, Justin (F) (Identical) 2-28-17 H Filed
	Bill History:	03-10-17 S Filed
SB 1993	Rodriguez, Jose(D)	Relating to the licensing and other regulation of wrap lenders.
	Companions:	HB 3088 Ortega, Evelina (F) (Identical) 3- 7-17 H Filed
	Bill History:	03-10-17 S Filed
<u>SB 1994</u>	Zaffirini, Judith(D)	Relating to the financing of residential real estate purchases by means of a wrap mortgage loan.
	Bill History:	03-10-17 S Filed
<u>SB 1995</u>	Watson, Kirk(D)	Relating to disclosures in connection with certain wrap mortgage loan transactions.
	Bill History:	03-10-17 S Filed
<u>SB 2058</u>	Estes, Craig(R)	Relating to criminal history record information obtained by the savings and mortgage lending commissioner.
	Companions:	HB 2580 Holland, Justin (F) (Identical) 2-28-17 H Filed
	Bill History:	03-10-17 S Filed
SB 2067	Hancock, Kelly(R)	Relating to the financial exploitation of certain vulnerable adults.
	Companions:	HB 3921 Parker, Tan (Identical) 3-10-17 H Filed
	Bill History:	03-10-17 S Filed
SB 2173	Kolkhorst, Lois(R)	Relating to the operation and administration of the Texas Bullion Depository.

Bill History: 03-10-17 S Filed

#### **G** - Business Liability

HB 447 Bell, Cecil(R) Relating to the civil liability of certain

businesses in connection with allowing or forbidding handguns on the business

premises.

Bill History: 02-16-17 H Introduced and referred to

committee on House Judiciary and Civil

Jurisprudence

HB 497 Rinaldi, Matt(R) Relating to the liability of a business that

allows handguns to be carried on the

business's premises.

Companions: SB 1736 Hughes, Bryan (F) (Identical)

3- 9-17 S Filed

Bill History: 02-16-17 H Introduced and referred to

committee on House Judiciary and Civil

Jurisprudence

Keough, Mark(R) HB 556 Relating to the civil liability of certain persons

in connection with allowing or forbidding handguns on the premises of a business or

apartment complex.

Bill History: 02-20-17 H Introduced and referred to

committee on House Judiciary and Civil

Jurisprudence

HB 744 Farrar, Jessica(D) Relating to recovery of attorney's fees in

HB 230

certain civil cases.

Companions:

(Refiled from 84R

Session)

**Bill History:** 03-15-17 H Passed (Vote: Y:103/N: 45)

HB 1032 Thompson, Senfronia(D) Relating to the adoption of the Uniform

Electronic Legal Material Act.

Farrar, Jessica

Bill History: 03-06-17 H Introduced and referred to

committee on House Judiciary and Civil

Jurisprudence

<u>HB 1038</u>	Rinaldi, Matt(R)	Relating to the award of costs and attorney's fees in a motion to dismiss for certain actions
	Bill History:	
		committee on House Judiciary and Civil Jurisprudence
HB 1066	Thompson, Senfronia(D)	Relating to the collection of certain judgments through court proceeding.
	Companions:	(Refiled from 84R
		Session)
	Bill History:	O2-21-17 H Introduced and referred to committee on House Judiciary and Civil Jurisprudence
HB 1258	Clardy, Travis(R)	Relating to information publicly available in an electronic court record database.
	Bill History:	03-07-17 H Committee action pending House Judiciary and Civil Jurisprudence
HB 1315	King, Phil(R)	Relating to the liability of employees of certain real property owners for certain claims arising from construction activities.
	Companions:	SB 621 Creighton, Brandon (Identical)
		2-13-17 S Introduced and referred to committee on Senate State Affairs
	Bill History:	02-27-17 H Introduced and referred to committee on House Judiciary and Civil Jurisprudence
HB 1767	Collier, Nicole(D)	Relating to the collection of consumer debt by debt buyers.
	Companions:	SB 2167 West, Royce (Identical) 3-10-17 S Filed
	Bill History:	03-15-17 H Introduced and referred to committee on House Investments and Financial Services
HB 2122	Clardy, Travis(R)	Relating to the adoption of the Uniform Foreign-Country Money Judgments Recognition Act.
	Companions:	SB 944Hughes, Bryan (F) (Identical) 3- 1-17 S Introduced and referred to committee on Senate State Affairs

	Bill History:	03-13-17 H Introduced and referred to committee on House Judiciary and Civil Jurisprudence
HB 3459	Davis, Yvonne(D)	Relating to requiring a business to pre- disclose the recording of a telephone conversation with a consumer.
	Bill History:	03-08-17 H Filed
HB 3902	Thompson, Senfronia(D)	Relating to commencement and prosecution of certain actions by and to investigations conducted by district and county attorneys under the Deceptive Trade Practices-Consumer Protection Act.
	Bill History:	03-10-17 H Filed
SB 621	Creighton, Brandon(R)	Relating to the liability of employees of certain real property owners for certain claims arising from construction activities.
	Companions:	HB 1315  King, Phil (Identical)  2-27-17 H Introduced and referred to committee on House Judiciary and Civil Jurisprudence
	Bill History:	02-13-17 S Introduced and referred to committee on Senate State Affairs
SB 944	Hughes, Bryan (F)(R)	Relating to the adoption of the Uniform Foreign-Country Money Judgments Recognition Act.
	Companions:	HB 2122 Clardy, Travis (Identical) 3-13-17 H Introduced and referred to committee on House Judiciary and Civil Jurisprudence
	Bill History:	03-01-17 S Introduced and referred to committee on Senate State Affairs
SB 1736	Hughes, Bryan (F)(R)	Relating to the liability of a business that allows handguns to be carried on the business's premises.
	Companions:	HB 497 Rinaldi, Matt (Identical)
		2-16-17 H Introduced and referred to committee on House Judiciary and Civil Jurisprudence

Bill History: 03-09-17 S Filed

SB 2167 West, Royce(D) Relating to the collection of consumer debt by debt buyers.

Companions: HB 1767 Collier, Nicole (Identical)

3-15-17 H Introduced and referred to committee on House Investments and

Financial Services

Bill History: 03-10-17 S Filed

#### H - Real Estate/Related Topics

HB 379 Bernal, Diego(D) Relating to mandatory sales price disclosure

in real property sales.

Bill History: 02-23-17 H Introduced and referred to

committee on House Business and Industry

<u>HB 628</u> <u>Howard, Donna(D)</u> Relating to the distribution, possession,

purchase, consumption, and receipt of cigarettes, e-cigarettes, and tobacco

products.

**Bill History:** 02-22-17 H Introduced and referred to

committee on House Public Health

HB 1354 Wray, John(R) Relating to trusts.

Companions: SB Rodriguez, Jose (Identical)

2-13-17 S Introduced and referred to

committee on Senate State Affairs

**Bill History:** 02-27-17 H Introduced and referred to

committee on House Judiciary and Civil

Jurisprudence

HB 1386 Guillen, Ryan(D) Relating to the use of earnest money

contracts and other offers for the sale of land before a subdivision plat is filed in certain

border counties.

**Bill History:** 02-28-17 H Introduced and referred to

committee on House Land and Resource

Management

HB 1470 Villalba, Jason(R) Relating to the public sale of real property

under a power of sale in a security

instrument.

Companion	Creighton, Brandon (Identical)  3-16-17 S Introduced and referred to committee on Senate Business and Commerce
Bill Histor	y: 03-20-17 H Meeting set for 10:00 A.M., E2.016 - House Business and Industry
HB 1974 Wray, John(R)	Relating to durable powers of attorney.
Companion	SE SB 926 Rodriguez, Jose (Identical)
	3- 1-17 S Introduced and referred to committee on Senate State Affairs
Bill Histor	ry: 02-16-17 H Filed
HB 2076 Schubert, Leighton(R)	Relating to establishing actual progress for the purposes of determining the right to repurchase real property from a condemning entity.
Companion	SE Schwertner, Charles (Identical)
	2-13-17 S Introduced and referred to committee on Senate State Affairs
Bill Histor	cy: 03-16-17 H Introduced and referred to committee on House Business and Industry
HB 2534 Kuempel, John(R)	Relating to certain real estate brokerage and advertising activities and to certain functions of the Texas Real Estate Commission.
Companion	Ps: SB 2212 Hancock, Kelly (Identical) 3-10-17 S Filed
Bill Histor	ry: 02-28-17 H Filed
SB 372 Hall, Bob(R)	Relating to regulation of title insurance.
Bill Histor	committee on Senate Business and Commerce
SB 617 Rodriguez, Jose(D)	Relating to trusts.
Companion	9s: HB 1354 Wray, John (Identical)
	2-27-17 H Introduced and referred to committee on House Judiciary and Civil Jurisprudence
Bill Histor	cy: 02-13-17 S Introduced and referred to committee on Senate State Affairs

<u>SB 626</u>	Schwertner, Charles(R)	Relating to the acquisition of certain real property in conjunction with the acquisition of real property for a public use through eminent domain procedures.	
	Bill History:	02-13-17 S Introduced and referred to committee on Senate State Affairs	
SB 627	Schwertner, Charles(R)	Relating to notice of a property owner's rights relating to the examination or survey of property by an entity with eminent domain authority.	
	Bill History:	02-13-17 S Introduced and referred to committee on Senate State Affairs	
<u>SB 628</u>	Schwertner, Charles(R)	Relating to establishing actual progress for the purposes of determining the right to repurchase real property from a condemning entity.	
	Companions:	HB Schubert, Leighton (Identical)	
		3-16-17 H Introduced and referred to	
		committee on House Business and Industry	
	Bill History:	02-13-17 S Introduced and referred to committee on Senate State Affairs	
SB 926	Rodriguez, Jose(D)	Relating to durable powers of attorney.	
	Companions:	HB 1974 Wray, John (Identical) 2-16-17 H Filed	
	Bill History:	03-01-17 S Introduced and referred to committee on Senate State Affairs	
SB 1405	Creighton, Brandon(R)	Relating to the public sale of real property under a power of sale in a security instrument.	
	Companions:	HB Villalba, Jason (Identical)	
		3-20-17 H Meeting set for 10:00 A.M.,	
		E2.016, House Business and Industry	
	Bill History:	03-16-17 S Introduced and referred to committee on Senate Business and Commerce	
SB 1431	Zaffirini, Judith(D)	Relating to escrow payments for a loan secured by a new dwelling.	
	Bill History:	03-08-17 S Filed	

<u>SB 2212</u>	Hancock, Kelly(R)	Relating to certain real estate brokerage and
		and the state of t

advertising activities and to certain functions of the Texas Real Estate Commission.

(Identical)

Companions: <u>HB 2534</u> Kuempel, John

2-28-17 H Filed

Bill History: 03-10-17 S Filed

#### I - Taxation/Related Topics

<u>HB 1</u>	Zerwas, John(R)	General Appropriations Bill.	
	Bill History:	02-13-17 H Introduced and referred to committee on House Appropriations	
<u>HB 15</u>	Bonnen, Dennis(R)	Relating to ad valorem taxation.	
	Bill History:	03-06-17 H Introduced and referred to committee on House Ways and Means	
HB 28	Bonnen, Dennis(R)	Relating to the use of certain surplus state revenue to phase out the franchise tax and to the expiration of that tax.	
	Bill History:	03-13-17 H Introduced and referred to committee on House Ways and Means	
HB 86	Guillen, Ryan(D)	Relating to providing a sales and use tax refund or franchise tax credit for businesses that employ former offenders.	
	Bill History:	02-13-17 H Introduced and referred to committee on House Ways and Means	
HB 102	Guillen, Ryan(D)	Relating to exemptions from ad valorem taxes, the sales and use tax, and the franchise tax for certain businesses during an initial period of operation in this state.	
	Bill History:	02-13-17 H Introduced and referred to committee on House Ways and Means	
HB 388	Murphy, Jim(R)	Relating to the phaseout and repeal of the franchise tax.	
	Bill History:	02-16-17 H Introduced and referred to committee on House Ways and Means	

HB 509	Button, Angie(R)	Relating to a deduction under the franchise tax for certain contracts with the federal government.
	Companions:	Taylor, Larry (Identical)  3- 6-17 S Introduced and referred to committee on Senate Finance
	Bill History:	02-16-17 H Introduced and referred to committee on House Ways and Means
HB 538	Metcalf, Will(R)	Relating to the use of certain surplus state revenue to provide for a rebate of state franchise taxes.
	Companions:	(Refiled From 84R Session) (Refiled from 84R Session)
		SB 331 Creighton, Brandon (F) from 84R Session)  SB 131 Creighton, Brandon (Identical) 1-25-17 S Introduced and referred to committee on Senate Finance
	Bill History:	02-20-17 H Introduced and referred to committee on House Appropriations
HB 599	Schofield, Mike(R)	Relating to the decrease of the rates of the franchise tax under certain circumstances and the expiration of that tax.
	Bill History:	02-20-17 H Introduced and referred to committee on House Ways and Means
HB 803	Dale, Tony(R)	Relating to a temporary exemption from the sales and use tax and the franchise tax for certain businesses engaged in space flight activities.
	Bill History:	02-21-17 H Introduced and referred to committee on House Ways and Means
<u>HB 1050</u>	Swanson, Valoree (F)(R)	Relating to the abolition of ad valorem taxes.
	Bill History:	03-06-17 H Introduced and referred to committee on House Ways and Means
HB 1052	Schubert, Leighton(R)	Relating to the repeal of the franchise tax.
	Companions:	HB 1196  Button, Angie (Identical)  2-21-17 H Introduced and referred to committee on House Ways and Means

### 1-25-17 S Introduced and referred to committee on Senate Finance

		committee on Senate Finance
	Bill History:	02-21-17 H Introduced and referred to committee on House Ways and Means
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HB 1055	Burkett, Cindy(R)	Relating to a limitation on the amount of certain licensing fees charged by state agencies.
	Bill History:	03-20-17 H Meeting set for 2:00 P.M. or Adj., E2.026 - Licensing and Administrative Procedures
HB 1095	Shaheen, Matt(R)	Relating to the phaseout and repeal of the franchise tax.
	Bill History:	02-21-17 H Introduced and referred to committee on House Ways and Means
HB 1137	Davis, Yvonne(D)	Relating to restrictions on tax and fee benefits for certain private entities that outsource jobs to foreign countries.
	Bill History:	02-27-17 H Introduced and referred to committee on House Ways and Means
HB 1169	Button, Angie(R)	Relating to an exemption from the sales tax for certain items sold by small businesses in this state during a limited period.
	Bill History:	03-08-17 H Committee action pending House Ways and Means
HB 1196	Button, Angie(R)	Relating to the repeal of the franchise tax.
	Companions:	(Refiled  HB 2456Schubert, Leighton (F) from 84R  Session)  HB 1052Schubert, Leighton (Identical)  2-21-17 H Introduced and referred to committee on House Ways and Means
		SB 178 Estes, Craig (Identical) 1-25-17 S Introduced and referred to committee on Senate Finance
	Bill History:	02-21-17 H Introduced and referred to committee on House Ways and Means
HB 1230	Blanco, Cesar(D)	Relating to franchise tax credits for businesses that employ veterans.
	Bill History:	02-28-17 H Introduced and referred to committee on House Ways and Means

HB 1330	Kuempel, John(R)	Relating to the exemption from ad valorem taxation of income-producing tangible personal property having a value of less than a certain amount.
	Companions:	SB 730 Bettencourt, Paul (Identical) 3-20-17 S First placement on Senate Intent Calendar for
	Bill History:	02-27-17 H Introduced and referred to committee on House Ways and Means
HB 1613	Springer, Drew(R)	Relating to adjustment of the rates of the franchise tax.
	Bill History:	03-06-17 H Introduced and referred to committee on House Ways and Means
HB 1614	Parker, Tan(R)	Relating to a franchise tax credit for enterprise projects for certain capital investments.
	Companions:	SB 1389 Hinojosa, Chuy (Identical) 3-16-17 S Introduced and referred to committee on Senate Finance
	Bill History:	03-09-17 H Introduced and referred to committee on House Ways and Means
HB 1621	Bohac, Dwayne(R)	Relating to the transfer of certain unused franchise tax credits.
	Companions:	SB 2152 Huffman, Joan (Identical) 3-10-17 S Filed
	Bill History:	03-06-17 H Introduced and referred to committee on House Ways and Means
HB 1723	Leach, Jeff(R)	Relating to the allocation of certain surplus state revenue for periodic reductions in the state sales and use tax rates.
	Bill History:	03-06-17 H Introduced and referred to committee on House Appropriations
HB 2228	Murphy, Jim(R)	Relating to deadlines for performing various functions in connection with the ad valorem tax system.
	Companions:	SB 946Bettencourt, Paul (Identical) 3-16-17 S Reported favorably from committee on Senate Finance

HB 2250	Darby, Drew(R)	Relating to the classification of certain entities as primarily engaged in retail trade for purposes of the franchise tax.
	Bill History:	03-15-17 H Introduced and referred to committee on House Ways and Means
HB 2314	Murphy, Jim(R)	Relating to liability for interest if land appraised for ad valorem tax purposes as agricultural or open-space land is sold or diverted to a different use.
	Companions:	SB 629Schwertner, Charles (Identical) 3-16-17 S Reported favorably from committee on Senate Finance
	Bill History:	02-23-17 H Filed
HB 2545	Sanford, Scott(R)	Relating to the determination of cost of goods sold for purposes of computing the franchise tax.
	Companions:	HB 2674 Parker, Tan (Refiled from 84R Session)  SB 142 Taylor, Van (Identical) 2-28-17 S Committee action pending Senate Finance
	Bill History:	02-28-17 H Filed
HB 2669	Shine, Hugh(R)	Relating to remedies in certain taxpayer suits against the state.
	Bill History:	03-01-17 H Filed
HB 2723		
<u>110 2723</u>	Shine, Hugh(R)	Relating to the deadline to file a petition for redetermination of a tax deficiency determination made by the comptroller.
110 2723	Shine, Hugh(R)  Companions:	redetermination of a tax deficiency
110 2723	-	redetermination of a tax deficiency determination made by the comptroller.  SB 1095 Taylor, Larry (Identical) 3- 7-17 S Introduced and referred to
HB 2961	Companions:	redetermination of a tax deficiency determination made by the comptroller.  SB 1095  Taylor, Larry (Identical)  3- 7-17 S Introduced and referred to committee on Senate Finance
	Companions: Bill History:	redetermination of a tax deficiency determination made by the comptroller.  SB 1095  Taylor, Larry (Identical)  3- 7-17 S Introduced and referred to committee on Senate Finance  03-02-17 H Filed  Relating to the exclusion of certain payments from total revenue for purposes of the

Bill History	2: 03-08-17 H Filed	
HB 4002 Bonnen, Dennis(R)	Relating to the definition of "production" in the cost of goods sold deduction for the franchise tax.	
Bill History	2: 03-10-17 H Filed	
HB 4052 Murphy, Jim(R)	Relating to the exemption of certain services performed by certain employees from the sales and use tax.	
Companions	: SB 745 Kolkhorst, Lois (Identical) 2-21-17 S Introduced and referred to committee on Senate Finance	
Bill History	2: 03-10-17 H Filed	
HB 4055 Murphy, Jim(R)	Relating to a franchise tax credit for entities that employ certain students in certain paid internship or similar programs.	
Companions	: SB 1468 Creighton, Brandon (Identical) 3-8-17 S Filed	
Bill History	03-10-17 H Filed	
HB 4247 Walle, Amando(D)	Relating to franchise tax credits for small businesses that create quality jobs.	
Bill History	03-10-17 H Filed	
HJR 41 Metcalf, Will(R)	Proposing a constitutional amendment concerning the use of unencumbered surplus state revenues to provide for a rebate of state franchise taxes.	
	concerning the use of unencumbered surplus state revenues to provide for a rebate of state	
Companions	concerning the use of unencumbered surplus state revenues to provide for a rebate of state franchise taxes.  (Refiled from 84R Session)	
Companions	concerning the use of unencumbered surplus state revenues to provide for a rebate of state franchise taxes.  (Refiled HJR 80 Metcalf, Will (F) from 84R	

**Bill History:** 02-16-17 H Introduced and referred to committee on House Appropriations

<u>HJR 58</u> <u>Schofield, Mike(R)</u> Proposing a constitutional amendment prohibiting the imposition of an individual

income tax.

Companions: SJR 45 Bettencourt, Paul (Identical)

## 3- 9-17 S Introduced and referred to committee on Senate Finance

	Bill History:	01-13-17 H Filed	
HJR 75	Raymond, Richard(D)	Proposing a constitutional amendment to appropriate money from the economic stabilization fund to the foundation school fund and use the money to finance.	
	Bill History:	02-17-17 H Filed	
HJR 79	Klick, Stephanie(R)	Proposing a constitutional amendment prohibiting the imposition of an individual income tax.	
	Bill History:	02-20-17 H Filed	
HJR 87	Meyer, Morgan(R)	Proposing a constitutional amendment requiring any increase in a franchise tax rate to be approved by two-thirds of all the members elected to each house of the legislature.	
	Companions:	HJR 95 Meyer, Morgan (F)  (Refiled from 84R Session)	
	Bill History:	02-27-17 H Filed	
<u>SB 1</u>	Nelson, Jane(R)	General Appropriations Bill.	
	Bill History:	03-16-17 S Meeting set for 9:00 A.M., E1.036 - Senate Finance	
<u>SB 2</u>	Bettencourt, Paul(R)	Relating to ad valorem taxation.	
	Bill History:	03-20-17 S First placement on Senate Intent Calendar for	
<u>SB 17</u>	Nelson, Jane(R)	Relating to the decrease of the rates of the franchise tax under certain circumstances and the expiration of that tax.	
	Bill History:	03-20-17 S First placement on Senate Intent Calendar for	
<u>SB 72</u>	Nelson, Jane(R)	Relating to the decrease of the rates of the franchise tax under certain circumstances and the expiration of that tax.	
	Bill History:	01-24-17 S Introduced and referred to committee on Senate Finance	

SB 112 Huffines, Donald(R)	Relating to the decrease of the rates of the franchise tax under certain circumstances and the expiration of that tax.
Bill History:	01-25-17 S Introduced and referred to committee on Senate Finance
SB 130 Creighton, Brandon(R)	Relating to the computation of the franchise tax.
Bill History:	01-25-17 S Introduced and referred to committee on Senate Finance
SB 131 Creighton, Brandon(R)	Relating to the use of certain surplus state revenue to provide for a rebate of state franchise taxes.
Companions:	(Refiled from 84R Session)
	SB 331 Creighton, Brandon (F) (Refiled from 84R Session)
	HB 538 Metcalf, Will (Identical) 2-20-17 H Introduced and referred to committee on House Appropriations
Bill History:	01-25-17 S Introduced and referred to committee on Senate Finance
SB 142 Taylor, Van(R)	Relating to the determination of cost of goods sold for purposes of computing the franchise tax.
Companions:	HB 2674 Parker, Tan (Refiled from 84R Session)
	HB 2545 Sanford, Scott (Identical) 2-28-17 H Filed
Bill History:	02-28-17 S Committee action pending Senate Finance
SB 178 Estes, Craig(R)	Relating to the repeal of the franchise tax.
Companions:	HB 1052 Schubert, Leighton (Identical) 2-21-17 H Introduced and referred to
	committee on House Ways and Means
	HB 1196 Button, Angie (Identical)
	2 24 47 11 1-4
	2-21-17 H Introduced and referred to committee on House Ways and Means

committee on Senate Finance	

		COMMITTEE	se on Senate i mance			
SB 575	Schwertner, Charles(R)	Relating to the total revenue exemption for the franchise tax.				
	Companions:	<u>SB 8</u>	Schwertner, Charles	(Refiled from 84R Session)		
	Bill History:	02-28-17 Finance	7 S Committee action p	ending Senate		
SB 629	Schwertner, Charles(R)	Relating to liability for the interest if land appraised for ad valorem tax purposes as agricultural or open-space land is sold or diverted to a different use.				
	Companions:	HB 2314	Murphy, Jim 2-23-17 H Filed	(Identical)		
	Bill History:		7 S Reported favorably see on Senate Finance	from		
SB 730	Bettencourt, Paul(R)	Relating to the exemption from ad valorem taxation of income-producing tangible personal property having a value of less than a certain amount.				
	Companions:		Bettencourt, Paul (F)	(Refiled from 84R Session)		
		1330	Kuempel, John 2-27-17 H Introduced a committee on House W			
	Bill History:	03-20-17 Calendar	7 S First placement on S for	Senate Intent		
<u>SB 745</u>	Kolkhorst, Lois(R)	perform	g to the exemption of coned by certain employed and use tax.			
	Companions:	HB 4052	Murphy, Jim 3-10-17 H Filed	(Identical)		
	Bill History:		7 S Introduced and refe ee on Senate Finance	erred to		
<u>SB 946</u>	Bettencourt, Paul(R)		g to deadlines for performs in connection with the tem.			
	Companions:	HB 2228	Murphy, Jim	(Identical)		

#### 2-21-17 H Filed

**Bill History:** 03-16-17 S Reported favorably from committee on Senate Finance

SB 1031 Taylor, Larry(R) Relating to a deduction under the franchise tax for certain contracts with the federal

government.

Companions: (Refiled

HB 637 Button, Angie from 84R

Session) (Refiled

SB 514 Taylor, Larry from 84R

Session)

HB 509 Button, Angie (Identical)

2-16-17 H Introduced and referred to committee on House Ways and Means

Bill History: 03-06-17 S Introduced and referred to

committee on Senate Finance

SB 1095 Taylor, Larry(R) Relating to the deadline to file a petition for

redetermination of a tax deficiency determination made by the comptroller.

Companions: HB 2723 Shine, Hugh (Identical)

3- 2-17 H Filed

Bill History: 03-07-17 S Introduced and referred to

committee on Senate Finance

SB 1191 Hughes, Bryan (F)(R) Relating to remedies in certain taxpayer suits

against the state.

Bill History: 03-09-17 S Introduced and referred to

committee on Senate Finance

SB 1389 Hinojosa, Chuy(D) Relating to a franchise tax credit for

enterprise projects for certain capital

investments.

Companions: HB Parker, Tan (Identical)

3- 9-17 H Introduced and referred to

committee on House Ways and Means

**Bill History:** 03-16-17 S Introduced and referred to

committee on Senate Finance

SB 1468 Creighton, Brandon(R) Relating to a franchise tax credit for entities

1614

that employ certain students in certain paid

internship or similar programs.

Companions: HB 4055 Murphy, Jim (Identical)

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Bill History: 03-08-17 S Filed

SB 2152 Huffman, Joan(R) Relating to the transfer of certain unused

franchise tax credits.

Companions: HB 1621 Bohac, Dwayne (Identical)

3- 6-17 H Introduced and referred to committee on House Ways and Means

Bill History: 03-10-17 S Filed

SJR 14 Creighton, Brandon(R) Proposing a constitutional amendment

concerning the use of unencumbered surplus state revenues to provide for a rebate of state

franchise taxes.

Companions: (Refiled

HJR 80 Metcalf, Will (F) from 84R Session)

(Refiled

SJR 23 Creighton, Brandon (F) from 84R

Session)

HJR 41 Metcalf, Will (Identical)

2-16-17 H Introduced and referred to committee on House Appropriations

**Bill History:** 01-25-17 S Introduced and referred to

committee on Senate Finance

SJR 45 Bettencourt, Paul(R) Proposing a constitutional amendment

prohibiting the imposition of an individual

income tax.

Companions: HJR 58 Schofield, Mike (Identical)

1-13-17 H Filed

Bill History: 03-09-17 S Introduced and referred to

committee on Senate Finance

#### J - Choice of Law

HB 45 Flynn, Dan(R) Relating to the application of foreign laws and

foreign forum selection in this state.

Companions: (Refiled from

HB 670 Flynn, Dan 84R Session)

Bill History: 02-13-17 H Introduced and referred to

committee on House Judiciary and Civil

Jurisprudence

HB 498 Fallon, Pat(R) Relating to the application of foreign laws and

foreign forum selection in a proceeding involving marriage, a suit for dissolution of a marriage, or a suit affecting the parent-child

relationship in this state.

Bill History: 02-16-17 H Introduced and referred to

committee on House Judiciary and Civil

Jurisprudence

HB 1844 Workman, Paul(R) Relating to choice of law and venue for

certain construction contracts.

Companions: SB 807 Creighton, Brandon (Identical)

2-22-17 S Introduced and referred to committee on Senate State Affairs

**Bill History:** 03-13-17 H Introduced and referred to

committee on House Judiciary and Civil

Jurisprudence

SB 807 Creighton, Brandon(R) Relating to choice of law and venue for

1844

certain construction contracts.

Companions: HB Workman, Paul (Identical)

3-13-17 H Introduced and referred to committee on House Judiciary and Civil

Jurisprudence

**Bill History:** 02-22-17 S Introduced and referred to

committee on Senate State Affairs