

1-1 By: Kolkhorst S.B. No. 549
1-2 (In the Senate - Filed January 19, 2017; February 8, 2017,
1-3 read first time and referred to Committee on State Affairs;
1-4 April 10, 2017, reported favorably by the following vote: Yeas 9,
1-5 Nays 0; April 10, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Huffman	X		
1-9	Hughes	X		
1-10	Birdwell	X		
1-11	Creighton	X		
1-12	Estes	X		
1-13	Lucio	X		
1-14	Nelson	X		
1-15	Schwertner	X		
1-16	Zaffirini	X		

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to refunds of certain bingo licensing and registration
1-20 fees.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section [2001.103](#), Occupations Code, is amended
1-23 by adding Subsection (a-1) to read as follows:

1-24 (a-1) On request, the commission shall refund to an
1-25 authorized organization the \$25 temporary license fee submitted
1-26 under Subsection (a) not later than the 30th day after the date the
1-27 commission receives the request for the refund, if:

1-28 (1) the authorized organization does not use the
1-29 temporary license to conduct bingo before the first anniversary of
1-30 the date of the license's issuance; or

1-31 (2) the authorized organization requests withdrawal
1-32 of the application before the temporary license is issued, except
1-33 the commission may retain an amount not to exceed 50 percent of the
1-34 license fee to defray any administrative cost incurred by the
1-35 commission in processing the application.

1-36 SECTION 2. Section [2001.104](#), Occupations Code, is amended
1-37 by adding Subsection (f) to read as follows:

1-38 (f) The commission shall refund the fee for an initial or
1-39 renewal license to conduct bingo if the applicant requests
1-40 withdrawal of the application before the license is issued or if the
1-41 commission denies the application, except the commission may retain
1-42 an amount not to exceed the lesser of 50 percent of the license fee
1-43 or \$150 to defray any administrative cost incurred by the
1-44 commission in processing the application. The commission shall
1-45 issue the refund not later than the 30th day after the date the
1-46 commission receives the withdrawal request or denies the
1-47 application.

1-48 SECTION 3. Section [2001.158](#), Occupations Code, is amended
1-49 by adding Subsection (e) to read as follows:

1-50 (e) The commission shall refund the fee for an initial or
1-51 renewal commercial lessor license if the applicant requests
1-52 withdrawal of the application before the license is issued or if the
1-53 commission denies the application, except the commission may retain
1-54 an amount not to exceed the lesser of 50 percent of the license fee
1-55 or \$150 to defray any administrative cost incurred by the
1-56 commission in processing the application. The commission shall
1-57 issue the refund not later than the 30th day after the date the
1-58 commission receives the withdrawal request or denies the
1-59 application.

1-60 SECTION 4. Section [2001.205](#), Occupations Code, is amended
1-61 by adding Subsection (c) to read as follows:

2-1 (c) The commission shall refund the fee for an initial or
 2-2 renewal manufacturer's license if the applicant requests
 2-3 withdrawal of the application before the license is issued or if the
 2-4 commission denies the application, except the commission may retain
 2-5 an amount not to exceed the lesser of 50 percent of the license fee
 2-6 or \$150 to defray any administrative cost incurred by the
 2-7 commission in processing the application. The commission shall
 2-8 issue the refund not later than the 30th day after the date the
 2-9 commission receives the withdrawal request or denies the
 2-10 application.

2-11 SECTION 5. Section 2001.209, Occupations Code, is amended
 2-12 by adding Subsection (c) to read as follows:

2-13 (c) The commission shall refund the fee for an initial or
 2-14 renewal distributor's license if the applicant requests withdrawal
 2-15 of the application before the license is issued or if the commission
 2-16 denies the application, except the commission may retain an amount
 2-17 not to exceed the lesser of 50 percent of the license fee or \$150 to
 2-18 defray any administrative cost incurred by the commission in
 2-19 processing the application. The commission shall issue the refund
 2-20 not later than the 30th day after the date the commission receives
 2-21 the withdrawal request or denies the application.

2-22 SECTION 6. Section 2001.306, Occupations Code, is amended
 2-23 by adding Subsection (f) to read as follows:

2-24 (f) The commission shall refund the fee for amending a
 2-25 license issued under this chapter if the applicant requests
 2-26 withdrawal of the amendment application before the amended license
 2-27 is issued or if the commission denies the amendment application,
 2-28 except the commission may retain an amount not to exceed 50 percent
 2-29 of the amendment fee to defray any administrative cost incurred by
 2-30 the commission in processing the amendment application. The
 2-31 commission shall issue the refund not later than the 30th day after
 2-32 the date the commission receives the withdrawal request or denies
 2-33 the application.

2-34 SECTION 7. Section 2001.313, Occupations Code, is amended
 2-35 by adding Subsection (b-3) to read as follows:

2-36 (b-3) The commission shall refund the fee submitted under
 2-37 Subsection (b-2) for an initial or renewal registration application
 2-38 if the applicant requests withdrawal of the application before the
 2-39 applicant is listed on the registry or if the commission denies the
 2-40 registration and listing, except the commission may retain an
 2-41 amount not to exceed 50 percent of the registration fee to defray
 2-42 any administrative cost incurred by the commission in processing
 2-43 the application. The commission shall issue the refund not later
 2-44 than the 30th day after the date the commission receives the
 2-45 withdrawal request or denies the application.

2-46 SECTION 8. Section 2001.437, Occupations Code, is amended
 2-47 by adding Subsection (i) to read as follows:

2-48 (i) The commission shall refund the fee for an initial or
 2-49 renewal unit manager license if the applicant requests withdrawal
 2-50 of the application before the license is issued or if the commission
 2-51 denies the application, except the commission may retain an amount
 2-52 not to exceed the lesser of 50 percent of the license fee or \$150 to
 2-53 defray any administrative cost incurred by the commission in
 2-54 processing the application. The commission shall issue the refund
 2-55 not later than the 30th day after the date the commission receives
 2-56 the withdrawal request or denies the application.

2-57 SECTION 9. Chapter 2001, Occupations Code, as amended by
 2-58 this Act, applies only to an application and fee submitted under
 2-59 that chapter on or after the effective date of this Act. An
 2-60 application and fee submitted before the effective date of this Act
 2-61 is governed by the law in effect on the date the application and fee
 2-62 are submitted and the former law is continued in effect for that
 2-63 purpose.

2-64 SECTION 10. This Act takes effect September 1, 2017.

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