

By: Huffman

S.B. No. 1901

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the administration of the Texas Opioid Abatement Fund
3 Council and Texas Opioid Abatement Trust Fund.

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

5 SECTION 1. Section 403.503, Government Code, is amended by
6 adding Subsection (d-1) to read as follows:

7 (d-1) The voting members of the council serve for staggered
8 terms of six years, with the terms of four or five members, as
9 applicable, expiring on February 1 of each odd-numbered year.

10 SECTION 2. Subchapter R, Chapter 403, Government Code, is
11 amended by adding Section 403.5041 to read as follows:

Sec. 403.5041. CONFLICT OF INTEREST. (a) A council member shall recuse himself or herself from participating in the review, discussion, deliberation, or vote on an application for an award under this subchapter if the council member knows that the council member or a person who is related to the council member within the first degree of affinity or consanguinity has a professional or financial interest in an entity that is directly receiving or applying to receive money from the council.

20 (b) The council by rule may adopt additional conflict of
21 interest standards to implement this section or to comply with
22 Subchapter C, Chapter 572, Government Code.

23 SECTION 3. Section 403.506, Government Code, is amended by
24 adding Subsection (d-1) to read as follows:

1 (d-1) The trust company may reallocate for the purposes
2 described by Subsection (c)(2)(B) money that was distributed or
3 should have been distributed under Subsection (c)(1) if a county or
4 municipality:

5 (1) does not deposit the money before the second
6 anniversary of the date on which the money was distributed; or
7 (2) submits in writing to the trust company a document
8 indicating that the municipality or county affirmatively forfeits
9 or refuses to accept the money.

10 SECTION 4. Section 403.509(c), Government Code, is
11 repealed.

12 SECTION 5. At the first meeting of the Texas Opioid
13 Abatement Fund Council that is held on or after the effective date
14 of this Act, the voting members of the council shall draw lots to
15 determine which four members will serve a term expiring February 1,
16 2027, which four members will serve a term expiring February 1,
17 2029, and which five members will serve a term expiring February 1,
18 2031.

19 SECTION 6. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2025.