

## **BILL ANALYSIS**

Senate Research Center

S.B. 452  
By: Duncan  
Jurisprudence  
2-18-97  
As Filed

### **DIGEST**

Currently, the requirements for appointment as a chief administrative law judge include being licensed to practice law in Texas and board certified in administrative law, and having at least five years of experience conducting administrative hearings. The current requirements restrict the ability of otherwise qualified individuals from being appointed as chief administrative law judge. This bill eliminates the board certification requirement and the requirement of having a certain amount of years of experience conducting administrative hearings, and replaces the requirements with one provision requiring the appointee to have practiced law or have a certain amount of years of experience.

### **PURPOSE**

As proposed, S.B. 452 adds new qualifications for a person to be eligible for appointment as a chief administrative law judge.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 2003.022(b), Government Code, to require a person to be eligible for appointment as chief administrative law judge (judge), to have practiced law, have conducted administrative hearings under Chapter 2001, Government Code, or have a combination of experience in those two activities for at least four years. Deletes provisions that require a judge to be board certified in administrative law and have at least five years' experience in conducting administrative hearings under Chapter 2001, Government Code.

SECTION 2. Emergency clause.  
Effective date: upon passage.