

By: Zaffirini

S.B. No. 1213

A BILL TO BE ENTITLED

AN ACT

relating to establishing the Mold Assessment and Remediation
Advisory Board at the Texas Department of Licensing and Regulation.

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

SECTION 1. Chapter 1958, Occupations Code, is amended by
adding Subchapter A-1 to read as follows:

SUBCHAPTER A-1. ADVISORY BOARD

Sec. 1958.031. (a) The Mold Assessment and Remediation
Advisory Board consists of nine members appointed by the presiding
officer of the commission, with the approval of the commission, as
follows:

(1) three members who are licensed mold assessment
consultants;

(2) three members who are licensed mold remediation
contractors;

(3) one member who is a building contractor
principally engaged in home construction and is a member of a
statewide building trade association;

(4) one member who is a representative of an
accredited mold training provider; and

(5) one member who represents the public.

(b) Appointments to the advisory board shall be made without
regard to the race, color, disability, sex, religion, age, or
national origin of the appointees.

1 (c) Chapter 2110, Government Code, does not apply to the
2 duration of the advisory committee.

3 Sec. 1958.032. TERMS; VACANCY. (a) Members of the
4 advisory board serve staggered six-year terms, with the terms of
5 three members expiring on February 1 of each odd-numbered year.

6 (b) If a vacancy occurs during a member's term, the
7 presiding officer of the commission, with the commission's
8 approval, shall appoint a replacement to fill the unexpired term.

9 Sec. 1958.033. PRESIDING OFFICER. The presiding officer of
10 the commission, with the approval of the commission, shall appoint
11 one of the advisory board members to serve as presiding officer of
12 the advisory board for a term of one year.

13 Sec. 1958.034. DUTIES. The advisory board may advise the
14 commission and department on:

15 (1) technical matters relevant to the administration
16 of this chapter;

17 (2) standards or performance and work practices for
18 mold assessment or remediation;

19 (3) qualifications for an initial license and the
20 renewal of a license issued under this chapter, including any
21 training or continuing education; and

22 (4) other issues affecting mold assessment and
23 remediation.

24 SECTION 2. (a) Not later than December 1, 2023, the
25 presiding officer of the Texas Commission of Licensing and
26 Regulation shall appoint members to the Mold Assessment and
27 Remediation Advisory Board in accordance with Section 1958.031,

1 Occupations Code, as added by this Act.

2 (b) Notwithstanding Section 1958.032, Occupations Code, as
3 added by this Act, in making the initial appointments to the Mold
4 Assessment and Remediation Advisory Board, the presiding officer of
5 the Texas Commission of Licensing and Regulation shall designate
6 three members of the advisory board to serve terms expiring
7 February 1, 2025, three members to serve terms expiring February 1,
8 2027, and three members to serve terms expiring February 1, 2029.

9 SECTION 3. This Act takes effect immediately if it receives
10 a vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, this
13 Act takes effect September 1, 2023.