

AN ACT

relating to certification requirements for a fire marshal and any related employee, officer, inspector, and investigator appointed by certain counties and emergency services districts.

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

SECTION 1. Subchapter F, Chapter 775, Health and Safety Code, is amended by adding Section 775.1025 to read as follows:

Sec. 775.1025. CERTIFICATION REQUIREMENTS FOR DISTRICTS LOCATED IN CERTAIN COUNTIES. (a) This section applies only to a district wholly located in a county with a population of 100,000 or more.

(b) The fire marshal shall hold the following certifications issued by the Texas Commission on Fire Protection:

(1) head of a prevention-only fire department certification not later than 12 months after the date the marshal is initially appointed;

(2) a fire marshal basic certification not later than 24 months after the date the marshal is initially appointed; and

(3) a fire protection personnel certification not later than 12 months after the date the marshal is initially appointed.

(c) If acting as a peace officer, the fire marshal and any related officer, inspector, and investigator must hold a permanent peace officer license issued under Chapter 1701, Occupations Code.

1 (d) If acting under fire marshal authority to conduct or
2 supervise arson investigations or fire inspections, the fire
3 marshal or the marshal's employees must hold certifications
4 required for fire inspection by the Texas Commission on Fire
5 Protection under Chapter 419, Government Code.

6 SECTION 2. Subchapter B, Chapter 352, Local Government
7 Code, is amended by adding Section 352.0125 to read as follows:

8 Sec. 352.0125. CERTIFICATION REQUIREMENTS IN CERTAIN
9 COUNTIES. (a) This section applies only to a county with a
10 population of 100,000 or more.

11 (b) A county fire marshal shall hold the following
12 certifications issued by the Texas Commission on Fire Protection:

13 (1) head of a prevention-only fire department
14 certification not later than 12 months after the date the marshal is
15 initially appointed;

16 (2) a fire marshal basic certification not later than
17 24 months after the date the marshal is initially appointed; and

18 (3) a fire protection personnel certification not
19 later than 12 months after the date the marshal is initially
20 appointed.

21 (c) If acting as a peace officer, a county fire marshal and
22 any related officer, inspector, and investigator must hold a
23 permanent peace officer license issued under Chapter 1701,
24 Occupations Code.

25 (d) If acting under fire marshal authority to conduct or
26 supervise arson investigations or fire inspections, a county fire
27 marshal or the marshal's employees must hold certifications

1 required for fire inspection by the Texas Commission on Fire
2 Protection under Chapter 419, Government Code.

3 SECTION 3. Notwithstanding Sections 775.1025, Health and
4 Safety Code, and 352.0125, Local Government Code, as added by this
5 Act, a fire marshal for a county with a population of 100,000 or
6 more or for an emergency services district wholly located in a
7 county with a population of 100,000 or more initially appointed
8 before the effective date of this Act must receive the following
9 certifications:

10 (1) head of a suppression fire department
11 certification issued by the Texas Commission on Fire Protection not
12 later than 12 months after the effective date of this Act;

13 (2) head of a prevention-only fire department
14 certification issued by the Texas Commission on Fire Protection not
15 later than 12 months after the effective date of this Act;

16 (3) a fire marshal basic certification issued by the
17 Texas Commission on Fire Protection not later than 24 months after
18 the effective date of this Act;

19 (4) a fire protection personnel certification issued
20 by the Texas Commission on Fire Protection not later than 12 months
21 after the effective date of this Act; and

22 (5) if acting as a peace officer, a permanent peace
23 officer license issued under Chapter 1701, Occupations Code.

24 SECTION 4. This Act takes effect September 1, 2025.

H.B. No. 3687

President of the Senate

Speaker of the House

I certify that H.B. No. 3687 was passed by the House on May 12, 2025, by the following vote: Yeas 117, Nays 26, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3687 was passed by the Senate on May 21, 2025, by the following vote: Yeas 29, Nays 2.

Secretary of the Senate

APPROVED: _____

Date

Governor