

By: Phelan

H.B. No. 4765

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of code enforcement officers and code enforcement officers in training.

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

SECTION 1. Section 1952.001, Occupations Code, is amended by amending Subdivisions (2) and (2-a) and adding Subdivision (2-b) to read as follows:

(2) "Code enforcement officer" means an individual who:

(A) works for [agent of] this state or a political subdivision of this state; and

(B) [who] engages in code enforcement.

(2-a) "Code enforcement officer in training" means an individual who:

(A) works for this state or a political subdivision of this state; and

(B) engages in code enforcement under the supervision of a code enforcement officer registered under this chapter.

(2-b) "Commission" means the Texas Commission of Licensing and Regulation.

SECTION 2. Section 1952.002, Occupations Code, is amended to read as follows:

Sec. 1952.002. EXEMPTION FROM REGISTRATION. An individual

1 ~~[A person]~~ is not required to be registered under this chapter if
2 the individual ~~[person]~~:

3 (1) is required to be licensed or registered under
4 another law of this state; and

5 (2) engages in code enforcement under that license or
6 registration.

7 SECTION 3. Section [1952.003](#), Occupations Code, is amended
8 to read as follows:

9 Sec. 1952.003. EMPLOYMENT OF REGISTERED INDIVIDUAL
10 ~~[PERSON]~~ NOT REQUIRED. This state or a political subdivision of
11 this state may engage in code enforcement without employing an
12 individual ~~[a person]~~ registered under this chapter, if the
13 individual who is engaging in code enforcement for the state or
14 political subdivision is exempt from registration under Section
15 [1952.002](#).

16 SECTION 4. Section [1952.101](#), Occupations Code, is amended
17 to read as follows:

18 Sec. 1952.101. REGISTRATION REQUIRED. Except as permitted
19 by Section [1952.002](#), an individual ~~[a person]~~ may not claim to be a
20 code enforcement officer or use the title "code enforcement
21 officer" unless the individual ~~[person]~~ holds a valid certificate
22 of registration under this chapter.

23 SECTION 5. Section [1952.102](#), Occupations Code, is amended
24 to read as follows:

25 Sec. 1952.102. ELIGIBILITY TO REGISTER AS CODE ENFORCEMENT
26 OFFICER. To be eligible to receive a certificate of registration as
27 a code enforcement officer, an individual ~~[a person]~~ must:

(1) submit an application in the manner and on the form prescribed by the executive director;

(2) have at least one year of full-time experience in the field of code enforcement;

(3) pass the examination required by the department;

(4) pay the application fee[, ~~examination, and registration fees~~]; and

(5) meet any other requirements prescribed by this chapter or by commission rule.

SECTION 6. Section 1952.103(c), Occupations Code, is amended to read as follows:

(c) A code enforcement officer in training may engage in code enforcement under the supervision of a [~~registered~~] code enforcement officer registered under this chapter.

SECTION 7. Section 1952.104, Occupations Code, is amended to read as follows:

Sec. 1952.104. RECIPROCAL REGISTRATION. On proper application, the department shall issue a certificate of registration to a license holder or registrant of another state that has requirements for the licensing or registration of a code enforcement officer that are at least substantially equivalent to those of this state.

SECTION 8. Section 1952.105(a), Occupations Code, is amended to read as follows:

(a) A certificate of registration issued under this chapter expires on the second anniversary of the date of issuance and may be renewed biennially on proper application, payment of the required

1 renewal fee, and ~~on~~ completion of the continuing education
2 requirements prescribed by commission rule.

3 SECTION 9. Section 1952.151(a), Occupations Code, is
4 amended to read as follows:

5 (a) The commission or executive director may deny an
6 individual's ~~[a person's]~~ application for a certificate of
7 registration if the individual's ~~[person's]~~ certificate or license
8 to engage in code enforcement or a related profession has been
9 revoked by another licensing entity in this state or another state
10 for:

- 11 (1) unprofessional conduct;
12 (2) fraud, deceit, or negligence; or
13 (3) misconduct in the practice of code enforcement or
14 a related profession.

15 SECTION 10. This Act takes effect September 1, 2025.