

Amend CSHB 329 as follows:

(1) On page 4, strike lines 20 through 22 and substitute:

This exemption does not apply:

(1) if the managing agent or employee engages in the business of performing mold assessment or mold remediation for the public;

(2) if the mold remediation is performed in an area in which the mold contamination affects a total surface area of 25 contiguous square feet or more; or

(3) to a person who is exempt under Subsection (e).

(2) On page 4, between lines 26 and 27, insert:

(c) A person is not required to be licensed under this chapter to perform mold remediation in an area in which the mold contamination affects a total surface area for the project of less than 25 contiguous square feet.

(d) A person is not required to be licensed under this chapter to perform mold assessment or mold remediation in a one-family or two-family dwelling that the person constructed or improved if the person performs the mold assessment or mold remediation at the same time the person performs the construction or improvement or at the same time the person performs repair work on the construction or improvement. This exemption does not apply if:

(1) the person engages in the business of performing mold assessment or mold remediation for the public; or

(2) the mold remediation is performed in an area in which the mold contamination affects a total surface area of 25 contiguous square feet or more.

(e) An owner, or a managing agent or employee of an owner, is not required to be licensed under this chapter to perform mold assessment or mold remediation on a residential property owned by that person with fewer than 25 dwelling units. This exemption does not apply if the managing agent or employee engages in the business of performing mold assessment or mold remediation for the public.

(3) On page 7, strike lines 5 through 18, and renumber the subsequent sections of Subchapter D, Chapter 1958, Occupations Code, as added by the bill, accordingly.