

By: Geren

H.B. No. 1573

A BILL TO BE ENTITLED

AN ACT

relating to the definition of the practice of architecture.

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

SECTION 1. Section 1051.001(7), Occupations Code, is amended to read as follows:

(7) "Practice of architecture" means a service or creative work applying the art and science of architecture in which competent performance requires architectural education, training, and experience. The term includes:

(A) programming for construction projects, including identification of economic, legal, and natural constraints and determination of the scope and spatial relationship of functional elements;

(B) establishing and documenting the form, aesthetics, materials, and construction technology for any building, group of buildings, or environs intended to be constructed or altered;

(C) coordinating the work of engineering and other professionals required for the integrated design of all building systems;

(D) administering the construction process to assist in achieving design intent in the finished structure;

(E) recommending and overseeing appropriate project delivery systems, including design-build method,

1 construction management, project management, or program  
2 management;

3 (F) consulting, investigating, and analyzing  
4 complex problems of architectural design, technology, or practice,  
5 including, when a remedy to these problems is sought in a formal  
6 dispute resolution process, providing expert opinion and  
7 testimony;

8 (G) research to expand the knowledge base of the  
9 profession of architecture, including publishing or presenting  
10 findings in professional forums; and

11 (H) teaching, administering, and developing  
12 pedagogical theory in academic settings offering architectural  
13 education [~~that involves the application of the art and science of~~  
14 ~~developing design concepts, planning for functional relationships~~  
15 ~~and intended uses, and establishing the form, appearance,~~  
16 ~~aesthetics, and construction details for the construction,~~  
17 ~~enlargement, or alteration of a building or environs, the proper~~  
18 ~~application of which requires education, training, and experience~~  
19 ~~in those matters].~~

20 SECTION 2. Section 150.001, Civil Practice and Remedies  
21 Code, is amended to read as follows:

22 Sec. 150.001. DEFINITIONS [~~DEFINITION~~]. In this chapter:

23 (1) "Design[~~,"—"design~~] professional" means a  
24 registered architect or licensed professional engineer.

25 (2) "Practice of architecture" has the meaning  
26 assigned by Section 1051.001, Occupations Code.

27 SECTION 3. Section 2 of this Act applies only to a cause of

1 action that accrues on or after the effective date of this Act. An  
2 action that accrued before the effective date of this Act is  
3 governed by the law applicable to the action immediately before the  
4 effective date of this Act, and that law is continued in effect for  
5 that purpose.

6 SECTION 4. This Act takes effect September 1, 2005.