

By: Staples

S.B. No. 443

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of industrialized buildings.

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

SECTION 1. Section 1202.001(2), Occupations Code, is amended to read as follows:

(2) "Construction site [~~office~~] building" means a commercial structure that is:

(A) not open to the public; and

(B) used for any purpose [~~as an office~~] at a commercial site by a person constructing a building, road, bridge, utility, or other infrastructure or improvement to real property.

SECTION 2. Section 1202.003(d), Occupations Code, is amended to read as follows:

(d) An industrialized building includes a permanent commercial structure and a commercial structure designed to be transported from one commercial site to another commercial site but does not include:

(1) a commercial structure that exceeds three stories or 49 feet in height as measured from the finished grade elevation at the building entrance to the peak of the roof; or

(2) a commercial building or structure that is:

(A) installed in a manner other than on a permanent foundation; and

(B) either:

- 1                   (i) not open to the public; or  
2                   (ii) less than 1,500 square feet in total  
3 area and used other than as a school or a place of religious  
4 worship.

5           SECTION 3. Section 1202.203, Occupations Code, is amended  
6 by amending Subsection (b) and adding Subsection (d) to read as  
7 follows:

8           (b) An approved third-party inspector shall perform on-site  
9 inspections of industrialized housing [~~and buildings~~] to be located  
10 outside the municipality.

11           (d) If required by commission rule, an approved third-party  
12 inspector shall perform on-site inspections of industrialized  
13 buildings to be located outside the municipality.

14           SECTION 4. Section 1202.204(b), Occupations Code, is  
15 amended to read as follows:

16           (b) The commission by rule shall exempt a construction site  
17 [~~office~~] building from the requirements of this section.

18           SECTION 5. Section 1202.003(c), Occupations Code, is  
19 repealed.

20           SECTION 6. The changes in law made by this Act apply to any  
21 building or structure at a commercial site regardless of the date of  
22 installation of that building or structure.

23           SECTION 7. This Act takes effect September 1, 2005.