

AN ACT

relating to the adoption of a uniform commercial building code for use in municipalities in the state.

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

SECTION 1. Section 214.211, Local Government Code, is amended by adding Subdivisions (4) and (5) to read as follows:

(4) "International Building Code" means the International Building Code promulgated by the International Code Council.

(5) "Commercial" means a building for the use or occupation of people for:

(A) a public purpose or economic gain; or

(B) a residence if the building is a multifamily residence that is not defined as residential by this section.

SECTION 2. Section 214.213, Local Government Code, is amended to read as follows:

Sec. 214.213. EXCEPTIONS. (a) The International Residential Code and the International Building Code do ~~does~~ not apply to the installation and maintenance of electrical wiring and related components.

(b) A municipality is not required to review and consider adoption of amendments to the International Residential Code or the International Building Code regarding electrical provisions.

SECTION 3. Section 214.214, Local Government Code, is

1 amended by amending Subsection (a) and adding Subsection (c) to  
2 read as follows:

3 (a) Except as provided by Subsection (c), the [The] National  
4 Electrical Code, as it existed on May 1, 2001, is adopted as the  
5 municipal [~~residential~~] electrical construction code in this state  
6 and applies to all residential and commercial electrical  
7 construction applications.

8 (c) The National Electrical Code applies to all commercial  
9 buildings in a municipality for which construction begins on or  
10 after January 1, 2006, and to any alteration, remodeling,  
11 enlargement, or repair of those commercial buildings.

12 SECTION 4. Subchapter G, Chapter 214, Local Government  
13 Code, is amended by adding Section 214.216 to read as follows:

14 Sec. 214.216. INTERNATIONAL BUILDING CODE. (a) To  
15 protect the public health, safety, and welfare, the International  
16 Building Code, as it existed on May 1, 2003, is adopted as a  
17 municipal commercial building code in this state.

18 (b) The International Building Code applies to all  
19 commercial buildings in a municipality for which construction  
20 begins on or after January 1, 2006, and to any alteration,  
21 remodeling, enlargement, or repair of those commercial buildings.

22 (c) A municipality may establish procedures:  
23 (1) to adopt local amendments to the International  
24 Building Code; and  
25 (2) for the administration and enforcement of the  
26 International Building Code.

27 (d) A municipality may review and consider amendments made

1 by the International Code Council to the International Building  
2 Code after May 1, 2003.

3 (e) A municipality that has adopted a more stringent  
4 commercial building code before January 1, 2006, is not required to  
5 repeal that code and may adopt future editions of that code.

6 SECTION 5. Before January 1, 2006, rules shall be  
7 established and other actions taken as necessary by municipalities  
8 to implement Section 214.216, Local Government Code, as added by  
9 this Act.

10 SECTION 6. (a) Except as provided by Subsection (b) of this  
11 section, this Act takes effect January 1, 2006.

12 (b) This section and Section 5 of this Act take effect  
13 September 1, 2005.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1458 passed the Senate on May 11, 2005, by the following vote: Yeas 28, Nays 3; and that the Senate concurred in House amendments on May 26, 2005, by the following vote: Yeas 30, Nays 1.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1458 passed the House, with amendments, on May 23, 2005, by a non-record vote.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor