

By: Smith of Harris, Callegari

H.B. No. 2649

A BILL TO BE ENTITLED

AN ACT

relating to the regulation and practice of engineering.

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

SECTION 1. Section 1001.056, Occupations Code, is amended by adding Subsection (c) to read as follows:

(c) The exemption provided by this section does not apply to a person or entity that is:

(1) providing inspection services necessary to comply with windstorm certification standards for a residential dwelling under Subchapter F, Chapter 2210, Insurance Code; or

(2) constructing, enlarging, altering, or repairing, or drawing plans or specifications for, a residential dwelling slab located on expansive soil that meets the expansive soil classification provisions of the International Residential Code as applied in the jurisdiction in which the residential dwelling is located, unless the construction, enlargement, alteration, repair, or drawing of plans or specifications meets the International Residential Code requirements as applied in the jurisdiction in which the residential dwelling is located.

SECTION 2. Subchapter B, Chapter 1001, Occupations Code, is amended by adding Section 1001.067 to read as follows:

Sec. 1001.067. CERTAIN FIRE DEPARTMENT EMPLOYEES. This chapter does not prohibit the professional use of the term "fire engineer" by a member of a fire department in a municipality with a

1 population of one million or more that has adopted Chapter 143,
2 Local Government Code, and to which Subchapter G of that chapter
3 does not generally apply, who:

4 (1) holds the position of fire apparatus operator; and
5 (2) is not otherwise engaged in the practice of
6 engineering.

7 SECTION 3. Section 1001.401, Occupations Code, is amended
8 by adding Subsection (e) to read as follows:

9 (e) A license holder shall not be required to provide or
10 hold any additional certification, other than a license issued
11 under this chapter, to seal a plan, specification, plat, or report.

12 SECTION 4. This Act takes effect immediately if it receives
13 a vote of two-thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2009.