

1-1 By: Darby (Senate Sponsor - Ogden) H.B. No. 3918
1-2 (In the Senate - Received from the House May 1, 2009;
1-3 May 6, 2009, read first time and referred to Committee on
1-4 Education; May 20, 2009, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 20, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to testing liquefied petroleum gas systems in certain
1-9 school facilities.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Sections 113.352(a), (b), and (c), Natural
1-12 Resources Code, are amended to read as follows:

1-13 (a) Each school district shall perform leakage [~~pressure~~]
1-14 tests for leakage on the LP-gas piping system in each school
1-15 district facility at least biennially. The tests must be performed
1-16 before the beginning of the school year.

1-17 (b) The school district may perform the leakage [~~pressure~~]
1-18 tests on a two-year cycle under which the tests are performed for
1-19 the LP-gas piping systems of approximately one-half of the
1-20 facilities each year.

1-21 (c) If a school district operates one or more school
1-22 district facilities on a year-round calendar, the leakage
1-23 [~~pressure~~] test in each of those facilities must be conducted and
1-24 reported not later than July 1 of the year in which the test is
1-25 performed.

1-26 SECTION 2. Sections 113.353(a) and (b), Natural Resources
1-27 Code, are amended to read as follows:

1-28 (a) The school district shall perform the leakage
1-29 [~~pressure~~] test to determine whether the LP-gas piping system holds
1-30 at least the amount of pressure specified by the commission
1-31 [~~National Fire Protection Association 54, National Fuel Gas Code~~].

1-32 (b) The leakage [~~pressure~~] test must be conducted in
1-33 accordance with commission rules [~~National Fire Protection~~
1-34 ~~Association 54~~].

1-35 SECTION 3. Sections 113.354(a) and (c), Natural Resources
1-36 Code, are amended to read as follows:

1-37 (a) A school district shall retain documentation [~~provide~~
1-38 ~~written notice to the commission~~] specifying the date and the
1-39 result of each leakage [~~pressure~~] test or other inspection of each
1-40 [~~the~~] LP-gas piping system until at least the fifth anniversary of
1-41 the date the test or other inspection was performed.

1-42 (c) The commission may review a school district's
1-43 documentation of each leakage test or other inspection conducted by
1-44 the school district [~~shall maintain a copy of the notice provided~~
1-45 ~~under Subsection (a) until at least the first anniversary of the~~
1-46 ~~date the commission received the notice~~].

1-47 SECTION 4. The change in law made by this Act applies
1-48 beginning with the 2009-2010 school year.

1-49 SECTION 5. This Act takes effect immediately if it receives
1-50 a vote of two-thirds of all the members elected to each house, as
1-51 provided by Section 39, Article III, Texas Constitution. If this
1-52 Act does not receive the vote necessary for immediate effect, this
1-53 Act takes effect September 1, 2009.

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