

By: Carona

S.B. No. 892

A BILL TO BE ENTITLED

AN ACT

relating to the approval of designs, plans, and specifications of industrialized housing and buildings.

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

SECTION 1. Section 1202.155, Occupations Code, is amended by adding Subsection (c) to read as follows:

(c) Notwithstanding Subsections (a) and (b), the commission by rule may adopt another method of indicating that the designs, plans, and specifications of industrialized housing and buildings satisfy the requirements of Subsection (a)(1) and are approved in accordance with Subsection (a)(2) if the study conducted under Section 1202.1551 recommends the method.

SECTION 2. Subchapter D, Chapter 1202, Occupations Code, is amended by adding Section 1202.1551 to read as follows:

Sec. 1202.1551. STUDY CONCERNING APPROVAL OF DESIGNS, PLANS, AND SPECIFICATIONS. (a) The council shall conduct a study to:

(1) evaluate the current method of indicating approval of designs, plans, and specifications of industrialized housing and buildings under Sections 1202.155(a) and (b); and

(2) identify and evaluate methods of indicating approval of designs, plans, and specifications of industrialized housing and buildings that are alternatives to the method described by Subdivision (1).

1        (b) The study may recommend for adoption by the commission  
2 an alternative method identified under Subsection (a)(2) if the  
3 council determines that the method would:

4            (1) ensure that the designs, plans, and specifications  
5 of industrialized housing and buildings:

6                    (A) meet or exceed the code standards and  
7 requirements under council interpretations and instructions; and

8                    (B) are approved by the department or an approved  
9 design review agency; and

10            (2) be more efficient and cost-effective for the  
11 department or approved design review agencies.

12        (c) This section expires September 1, 2014.

13        SECTION 3. Section 1202.252(a), Occupations Code, is  
14 amended to read as follows:

15        (a) A municipality that regulates the on-site construction  
16 or installation of industrialized housing and buildings may:

17            (1) require and review, for compliance with mandatory  
18 building codes, a complete set of designs, plans, and  
19 specifications approved by the council [~~bearing the council's stamp~~  
20 ~~of approval~~] for each installation of industrialized housing or  
21 buildings in the municipality;

22            (2) require that all applicable local permits and  
23 licenses be obtained before construction begins on a building site;

24            (3) require, in accordance with commission rules, that  
25 all modules or modular components bear an approved decal or  
26 insignia indicating inspection by the department; and

27            (4) establish procedures for the inspection of:

1                   (A) the erection and installation of  
2 industrialized housing or buildings to be located in the  
3 municipality, to ensure compliance with mandatory building codes  
4 and commission rules; and

5                   (B) all foundation and other on-site  
6 construction, to ensure compliance with approved designs, plans,  
7 and specifications.

8           SECTION 4. Not later than September 1, 2012, the Texas  
9 Industrialized Building Code Council shall complete the study  
10 required by Section 1202.1551, Occupations Code, as added by this  
11 Act.

12           SECTION 5. This Act takes effect September 1, 2011.