

1-1 By: Carona S.B. No. 892  
1-2 (In the Senate - Filed February 23, 2011; March 1, 2011,  
1-3 read first time and referred to Committee on Business and Commerce;  
1-4 March 9, 2011, reported favorably by the following vote: Yeas 9,  
1-5 Nays 0; March 9, 2011, sent to printer.)

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

1-8 relating to the approval of designs, plans, and specifications of  
1-9 industrialized housing and buildings.

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

1-11 SECTION 1. Section 1202.155, Occupations Code, is amended  
1-12 by adding Subsection (c) to read as follows:

1-13 (c) Notwithstanding Subsections (a) and (b), the commission  
1-14 by rule may adopt another method of indicating that the designs,  
1-15 plans, and specifications of industrialized housing and buildings  
1-16 satisfy the requirements of Subsection (a)(1) and are approved in  
1-17 accordance with Subsection (a)(2) if the study conducted under  
1-18 Section 1202.1551 recommends the method.

1-19 SECTION 2. Subchapter D, Chapter 1202, Occupations Code, is  
1-20 amended by adding Section 1202.1551 to read as follows:

1-21 Sec. 1202.1551. STUDY CONCERNING APPROVAL OF DESIGNS,  
1-22 PLANS, AND SPECIFICATIONS. (a) The council shall conduct a study  
1-23 to:

1-24 (1) evaluate the current method of indicating approval  
1-25 of designs, plans, and specifications of industrialized housing and  
1-26 buildings under Sections 1202.155(a) and (b); and

1-27 (2) identify and evaluate methods of indicating  
1-28 approval of designs, plans, and specifications of industrialized  
1-29 housing and buildings that are alternatives to the method described  
1-30 by Subdivision (1).

1-31 (b) The study may recommend for adoption by the commission  
1-32 an alternative method identified under Subsection (a)(2) if the  
1-33 council determines that the method would:

1-34 (1) ensure that the designs, plans, and specifications  
1-35 of industrialized housing and buildings:

1-36 (A) meet or exceed the code standards and  
1-37 requirements under council interpretations and instructions; and

1-38 (B) are approved by the department or an approved  
1-39 design review agency; and

1-40 (2) be more efficient and cost-effective for the  
1-41 department or approved design review agencies.

1-42 (c) This section expires September 1, 2014.

1-43 SECTION 3. Subsection (a), Section 1202.252, Occupations  
1-44 Code, is amended to read as follows:

1-45 (a) A municipality that regulates the on-site construction  
1-46 or installation of industrialized housing and buildings may:

1-47 (1) require and review, for compliance with mandatory  
1-48 building codes, a complete set of designs, plans, and  
1-49 specifications approved by the council [~~bearing the council's stamp~~  
1-50 ~~of approval~~] for each installation of industrialized housing or  
1-51 buildings in the municipality;

1-52 (2) require that all applicable local permits and  
1-53 licenses be obtained before construction begins on a building site;

1-54 (3) require, in accordance with commission rules, that  
1-55 all modules or modular components bear an approved decal or  
1-56 insignia indicating inspection by the department; and

1-57 (4) establish procedures for the inspection of:

1-58 (A) the erection and installation of  
1-59 industrialized housing or buildings to be located in the  
1-60 municipality, to ensure compliance with mandatory building codes  
1-61 and commission rules; and

1-62 (B) all foundation and other on-site  
1-63 construction, to ensure compliance with approved designs, plans,  
1-64 and specifications.

2-1 SECTION 4. Not later than September 1, 2012, the Texas  
2-2 Industrialized Building Code Council shall complete the study  
2-3 required by Section 1202.1551, Occupations Code, as added by this  
2-4 Act.

2-5 SECTION 5. This Act takes effect September 1, 2011.

2-6

\* \* \* \* \*