

By: Orr, Larson

H.B. No. 613

Substitute the following for H.B. No. 613:

By: Kuempel

C.S.H.B. No. 613

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of foundation repair contractors;
providing penalties; authorizing fees.

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

SECTION 1. Subtitle A, Title 6, Occupations Code, is
amended by adding Chapter 1003 to read as follows:

CHAPTER 1003. FOUNDATION REPAIR CONTRACTORS

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 1003.001. SHORT TITLE. This chapter may be cited as
the Foundation Repair Contractors Act.

Sec. 1003.002. DEFINITIONS. In this chapter:

(1) "Advisory board" means the Foundation Repair
Advisory Board.

(2) "Commission" means the Texas Commission of
Licensing and Regulation.

(3) "Department" means the Texas Department of
Licensing and Regulation.

(4) "Executive director" means the executive director
of the department.

(5) "Foundation" means that portion of the structure
of a residential property, other than a column, that serves the
function of:

(A) supporting an overlying structure;

(B) providing a base for an overlying structure;

1 or

2 (C) transmitting loads from an overlying
3 structure to the underlying soils.

4 (6) "Foundation repair company" means a person engaged
5 in the business of foundation repair contracting.

6 (7) "Foundation repair contracting" means performing
7 or offering to prepare an estimation or to perform the preparation
8 for, installation of, or construction functions in connection with
9 the repair or maintenance of a foundation.

10 (8) "Foundation repair work" means the preparation for
11 or estimation of the repair or maintenance of a foundation, or labor
12 or the use of materials for the installation or construction
13 functions in connection with the repair or maintenance of a
14 foundation.

15 (9) "Laborer" means an individual who, under the
16 supervision and direction of a person licensed under this chapter,
17 performs nonsupervisory manual labor, including digging holes,
18 pouring supports, tunneling, and installing underpinning.

19 (10) "Mobile structure" means:

20 (A) a manufactured home that complies with the
21 construction and safety standards of the United States Department
22 of Housing and Urban Development; or

23 (B) a mobile home, as defined by Section
24 1201.003.

25 (11) "Principal" means an individual who:

26 (A) personally or constructively holds,
27 including as the beneficiary of a trust:

1 (i) at least 10 percent of a corporation's
2 outstanding stock; or

3 (ii) more than \$25,000 of the fair market
4 value of a business entity;

5 (B) has the controlling interest in a business
6 entity;

7 (C) has a direct or indirect participating
8 interest through shares, stock, or otherwise, regardless of whether
9 voting rights are included, of more than 10 percent of the profits,
10 proceeds, or capital gains of a business entity;

11 (D) is a member of the board of directors or other
12 governing body of a business entity; or

13 (E) serves as an elected officer of a business
14 entity.

15 (12) "Residential property" means a single-family
16 home or duplex not more than three stories in height or a townhome
17 not more than two stories in height.

18 Sec. 1003.003. EXEMPTIONS. (a) This chapter does not apply
19 to:

20 (1) an individual who performs foundation repair work
21 only on a home for which the individual is listed in the records of
22 the local appraisal district as the owner, except that the
23 individual may not pay compensation to any person for the repair
24 other than to purchase materials;

25 (2) an individual licensed as an engineer under
26 Chapter 1001;

27 (3) a person who performs foundation repair work only

1 on a mobile structure;

2 (4) a person who performs foundation repair work only
3 on nonresidential property;

4 (5) a person who, for compensation:

5 (A) constructs or remodels a single-family home
6 or duplex;

7 (B) supervises or manages the construction or
8 remodeling of a single-family home or duplex; or

9 (C) contracts for the supervision or management
10 of the construction or remodeling of a single-family home or
11 duplex; or

12 (6) a person regularly employed as a maintenance
13 person for the owner of residential or commercial property who:

14 (A) physically performs work on structures on the
15 property; and

16 (B) does not perform or offer to perform
17 foundation repair work for the public.

18 (b) For the purposes of Subsection (a)(5):

19 (1) the remodeling of a single-family home or duplex
20 is not exempt if the work consists solely of foundation repair work;
21 and

22 (2) foundation repair work, including work done under
23 a structural or foundation warranty covering the original
24 construction or the remodel, conducted on a single-family home or
25 duplex is exempt from the requirements of this chapter to the extent
26 that the repair work is supervised, managed, or performed, or
27 contracted to be supervised, managed, or performed, by the person

1 who originally:

2 (A) constructed or remodeled the single-family
3 home or duplex;

4 (B) supervised or managed the construction or
5 remodeling of the single-family home or duplex; or

6 (C) contracted for the supervision or management
7 of the construction or remodeling of the single-family home or
8 duplex.

9 (c) A laborer is not required to hold a license under this
10 chapter if the laborer is engaged in foundation repair under the
11 supervision of a license holder and in accordance with this
12 chapter.

13 SUBCHAPTER B. FOUNDATION REPAIR ADVISORY BOARD

14 Sec. 1003.051. ADVISORY BOARD MEMBERSHIP. (a) The
15 Foundation Repair Advisory Board consists of nine members appointed
16 by the presiding officer of the commission, with the commission's
17 approval, as follows:

18 (1) one member who is an official of a municipality;

19 (2) one member who is an engineer licensed under
20 Chapter 1001;

21 (3) four members who are foundation repair master
22 license holders;

23 (4) one member who is a journeyman license holder;

24 (5) one member who is a building contractor
25 principally engaged in residential building; and

26 (6) one member who represents the public and is not
27 affiliated with any foundation repair company.

1 (b) Appointments to the advisory board shall be made without
2 regard to the race, color, disability, sex, religion, age, or
3 national origin of the appointee.

4 (c) Notwithstanding Subsection (a)(3), the commission may
5 appoint a person to the advisory board under that subdivision if the
6 person:

7 (1) does not hold a license under this chapter; and

8 (2) meets the qualifications for the license,
9 including the requirement that the person pass a criminal
10 background check.

11 (d) A member appointed under Subsection (c) must apply for
12 and obtain a license not later than the 30th day after the date the
13 member is appointed.

14 Sec. 1003.052. ADVISORY BOARD DUTIES. The advisory board
15 shall provide advice and recommendations to the department and
16 commission on technical matters relevant to the administration and
17 enforcement of this chapter, including examination content,
18 licensing standards, foundation repair standards, fees, rules, and
19 continuing education requirements.

20 Sec. 1003.053. TERMS; VACANCY. (a) Advisory board members
21 serve staggered six-year terms. The terms of three members expire
22 on February 1 of each odd-numbered year.

23 (b) If a vacancy occurs during a member's term, the
24 presiding officer of the commission, with the commission's
25 approval, shall fill the vacancy for the remainder of the unexpired
26 term with an individual having the same qualifications as the
27 individual's predecessor.

1 (c) A member may not serve more than two consecutive full
2 terms.

3 Sec. 1003.054. PRESIDING OFFICER. (a) The presiding
4 officer of the commission, with the commission's approval, shall
5 designate one member of the advisory board to serve as presiding
6 officer of the advisory board for a one-year term.

7 (b) The presiding officer of the advisory board may vote on
8 any matter before the advisory board.

9 Sec. 1003.055. COMPENSATION; REIMBURSEMENT. An advisory
10 board member serves without compensation but may receive
11 reimbursement for actual and necessary expenses incurred in
12 performing functions as an advisory board member, as provided by
13 the General Appropriations Act and the budget of the department.

14 Sec. 1003.056. MEETINGS. The advisory board shall meet at
15 least annually and may meet at other times at the call of the
16 presiding officer of the commission or the executive director.

17 SUBCHAPTER C. POWERS AND DUTIES OF COMMISSION AND DEPARTMENT

18 Sec. 1003.101. RULES. The commission shall adopt rules as
19 necessary to implement this chapter, including rules:

20 (1) regarding the requirements to obtain and renew
21 each type of license under this chapter;

22 (2) regarding the operation of a foundation repair
23 company, including reasonable minimum insurance requirements, and
24 the performance of foundation repair contracting;

25 (3) governing the use, display, and advertisement of a
26 license issued under this chapter;

27 (4) regarding advertising in relation to an offer to

perform foundation repair work or foundation repair contracting;
and

(5) relating to administrative sanctions that may be
imposed on a person under this chapter.

Sec. 1003.102. CONTRACTS FOR ENFORCEMENT. The department
may contract with another state agency or political subdivision of
this state to enforce this chapter and rules adopted under this
chapter.

Sec. 1003.103. PERSONNEL. The department may employ
personnel necessary to administer this chapter.

Sec. 1003.104. DIRECTORY OF LICENSE HOLDERS. The
department shall maintain a directory of license holders and make
the directory available to the public on the Internet.

Sec. 1003.105. FEES. The commission shall establish and
the department shall collect reasonable and necessary fees in
amounts sufficient to cover the costs of administering this
chapter.

Sec. 1003.106. CRIMINAL HISTORY BACKGROUND CHECK. The
department may obtain criminal history record information under
Subchapter F, Chapter 411, Government Code, for an applicant for or
holder of a license under this chapter. For purposes of Section
411.093, Government Code, an applicant for or holder of a license
under this chapter includes a principal of the applicant or license
holder.

SUBCHAPTER D. LICENSE REQUIREMENTS

Sec. 1003.151. LICENSE REQUIRED. (a) Unless the person
holds an appropriate license issued under this chapter, a person

may not:

(1) operate a foundation repair company;

(2) perform foundation repair work or supervise the performance of foundation repair work; or

(3) prepare or provide:

(A) cost estimates for foundation repair work, including bids or proposals; or

(B) a contract to perform foundation repair work.

(b) A person may not offer to perform an activity listed in Subsection (a) unless the person holds an appropriate license issued under this chapter.

(c) A license issued under this chapter is not transferable and may be used only by the person, including a single foundation repair company, listed on the license.

Sec. 1003.152. LICENSE CLASSIFICATIONS. The department shall issue foundation repair company, master, journeyman, and estimator licenses.

Sec. 1003.153. FOUNDATION REPAIR COMPANY LICENSE. (a) A foundation repair company license entitles the license holder to engage in business as a foundation repair company.

(b) To be eligible for a foundation repair company license:

(1) if the applicant is an individual, the applicant must:

(A) submit proof that the applicant owns the foundation repair company as a sole proprietor;

(B) be a master license holder or submit proof that the applicant will employ at least one master license holder

1 full-time;

2 (C) submit proof that the applicant has
3 insurance that meets the requirements of commission rules; and

4 (D) pass a criminal history background check; or

5 (2) if the applicant is a business entity:

6 (A) the applicant must identify each principal of
7 the applicant, including:

8 (i) the name and address of each partner, if
9 the applicant is a partnership; and

10 (ii) the name and address of the president,
11 secretary, and treasurer, if the applicant is a corporation;

12 (B) the applicant must submit proof that the
13 applicant will employ at least one master license holder full-time;

14 (C) the applicant must submit proof that the
15 applicant has insurance that meets the requirements of commission
16 rules; and

17 (D) each principal of the applicant must pass a
18 criminal history background check.

19 Sec. 1003.154. MASTER LICENSE. (a) A master license
20 entitles the license holder to engage in foundation repair
21 contracting.

22 (b) An applicant for a master license under this chapter
23 must:

24 (1) be at least 21 years of age;

25 (2) have at least 60 months of documented, practical
26 work experience performing foundation repair contracting under the
27 supervision of a master license holder during the preceding 10

years or substantially equivalent experience as determined by the department;

(3) pass a criminal history background check; and

(4) pass an examination administered by the department.

Sec. 1003.155. JOURNEYMAN LICENSE. (a) A journeyman license entitles the license holder to engage in foundation repair contracting under the supervision of a master license holder.

(b) An applicant for a journeyman license under this chapter must:

(1) be at least 21 years of age;

(2) have at least 24 months of documented, practical work experience in foundation repair contracting under the supervision of a master license holder during the preceding 10 years or substantially equivalent experience as determined by the department;

(3) pass a criminal history background check; and

(4) pass an examination administered or accepted by the department.

Sec. 1003.156. ESTIMATOR LICENSE. (a) An estimator license entitles the license holder to engage in providing estimates or preparations for foundation repair contracting or foundation repair work under the supervision of a master or journeyman license holder.

(b) An applicant for an estimator license under this chapter must:

(1) be at least 18 years of age;

1 (2) pass a criminal history background check; and
2 (3) pass an examination administered or accepted by
3 the department.

4 Sec. 1003.157. PRACTICAL EXPERIENCE. (a) An applicant who
5 holds a degree or diploma or completes a certification program from
6 an institution of higher education that is accredited by an
7 accrediting agency recognized by the Texas Higher Education
8 Coordinating Board, holds a certificate of authority to grant
9 degrees issued by the Texas Higher Education Coordinating Board, or
10 is similarly authorized to award degrees by an equivalent governing
11 body in another state as determined by the executive director may
12 substitute:

13 (1) a four-year degree or diploma in engineering for
14 24 months of practical experience required under this subchapter;

15 (2) a two-year associate's degree, a two-year diploma,
16 or a two-year certification program primarily focused on
17 engineering or construction-related work for 12 months of practical
18 experience required under this subchapter;

19 (3) a one-year certification program, or a program
20 that is not less than two semesters, in engineering or
21 construction-related work for six months of practical experience
22 required under this subchapter; and

23 (4) a program resulting in another applicable degree,
24 diploma, or certificate for an amount of practical experience
25 required under this subchapter as determined by the department
26 under commission rule.

27 (b) Each of the following qualifies as practical experience

required under this subchapter:

(1) verified military service in which the person was trained in or performed related engineering or construction-related work as part of the person's military occupational specialty; and

(2) experience performing engineering or construction work related to foundation repair while employed by a governmental entity.

(c) An applicant who has substantially equivalent experience obtained in another state and who held a similar license in that state may receive credit for the experience as determined by the department under commission rule.

Sec. 1003.158. APPLICATION. (a) An applicant for a license must submit an application on the form prescribed by the executive director.

(b) The application must specify the class of license for which the applicant is applying and include the required fees.

(c) The application for a master or journeyman license must include a statement containing evidence satisfactory to the department of the applicant's required practical experience.

(d) The applicant must submit any other information required by the executive director or by commission rule.

(e) The department may deny an application for a license or for the renewal of a license if the applicant has previously had a license under this chapter revoked or if the applicant has violated an order of the commission or the executive director, including an order imposing sanctions or an administrative penalty.

1 Sec. 1003.159. EXAMINATIONS. (a) The executive director
2 shall prescribe a separate examination for each class of license
3 under this chapter, except that an examination is not required for a
4 foundation repair company license.

5 (b) The executive director shall prescribe the method and
6 content of an examination required under this chapter and may
7 approve and accept results of an examination administered by
8 another organization.

9 Sec. 1003.160. ISSUANCE AND TERM OF LICENSE. (a) The
10 department shall issue a license to an applicant who meets the
11 requirements of this chapter and rules adopted under this chapter.

12 (b) A license issued under this chapter is valid for one
13 year and expires on the first anniversary of the date the license is
14 issued.

15 Sec. 1003.161. RENEWAL OF LICENSE. (a) To renew a license,
16 the license holder must:

17 (1) submit a renewal application in the form
18 prescribed by the executive director;

19 (2) pay the required fee; and

20 (3) show evidence of having completed the continuing
21 education requirements established under Section 1003.162, if
22 applicable.

23 (b) In addition to the requirements of Subsection (a), an
24 applicant to renew a foundation repair company license must also
25 meet the requirements of Section 1003.153(b).

26 (c) In addition to the requirements of Subsection (a), an
27 applicant to renew a master, journeyman, or estimator license must

1 pass a criminal history background check.

2 Sec. 1003.162. CONTINUING EDUCATION. (a) The commission
3 by rule shall recognize, prepare, or administer continuing
4 education programs for license holders. Each master, journeyman,
5 and estimator license holder must complete a continuing education
6 program before the license holder may renew the license holder's
7 master license or journeyman license.

8 (b) A person recognized by the commission to offer a
9 continuing education program must:

10 (1) register with the department; and
11 (2) comply with rules adopted by the commission
12 relating to continuing education.

13 SUBCHAPTER E. PRACTICE BY LICENSE HOLDERS

14 Sec. 1003.201. DELEGATION; SUPERVISION OF LABORERS AND
15 CERTAIN EMPLOYEES. (a) A person holding a master or journeyman
16 license may delegate to a laborer under the license holder's
17 supervision any foundation repair work that does not require a
18 license under this chapter.

19 (b) A master license holder is responsible for foundation
20 repair work performed by a journeyman, estimator, laborer, or other
21 employee of a foundation repair company who is not required to hold
22 a license under this chapter under the supervision of the master
23 license holder.

24 (c) A journeyman license holder is responsible for
25 foundation repair work performed by a laborer or other employee of a
26 foundation repair company who is not required to hold a license
27 under this chapter under the supervision of the journeyman license

1 holder.

2 (d) The department may determine whether a specific act
3 constitutes foundation repair work under this chapter.

4 (e) A person who does not hold an appropriate license under
5 this chapter may not supervise a person who holds a license under
6 this chapter in performing foundation repair contracting or
7 foundation repair work.

8 Sec. 1003.202. PRACTICE; FOUNDATION REPAIR COMPANY. (a) A
9 foundation repair company must be a sole proprietorship owned by a
10 master license holder or employ at least one master license holder
11 full-time who is designated as the company's master license holder.

12 (b) Not later than the 30th day after the date a master
13 license holder required by Subsection (a) leaves the employment of
14 a foundation repair company, the company shall submit to the
15 department satisfactory evidence of a replacement master license
16 holder.

17 (c) A foundation repair company license holder that does not
18 meet the requirements of Subsection (a) at the time foundation
19 repair contracting services are performed may not collect a fee or
20 otherwise enforce a contract for those services.

21 (d) A master license holder designated under Subsection (a)
22 is responsible for the foundation repair company's compliance with
23 this chapter and rules adopted under this chapter.

24 (e) A master license holder may not be designated under
25 Subsection (a) for more than one foundation repair company at any
26 time.

27 Sec. 1003.203. PROHIBITED PRACTICES. (a) A license holder

may not perform or offer or attempt to perform an act, service, or function that is:

(1) defined as the practice of engineering under Chapter 1001, unless the individual holds a license under that chapter;

(2) defined as the practice of architecture under Chapter 1051, unless the individual holds a license under that chapter;

(3) regulated under Chapter 113, Natural Resources Code, unless the individual holds a license or is exempt by rule under that chapter; or

(4) defined as plumbing under Chapter 1301, unless the individual holds a license under that chapter.

(b) A license holder may not:

(1) fail to provide services for which payment has been made;

(2) fail to honor the terms of a contract in the absence of a good faith dispute;

(3) knowingly misrepresent a necessary service, service to be provided, or service that has been provided;

(4) make a fraudulent promise to induce an individual to contract for a service; or

(5) perform foundation repair work that requires a permit from a political subdivision without first obtaining the required permit.

(c) A person licensed under this chapter may not use the services of or assist a person to perform foundation repair

1 contracting or foundation repair work if the other person is
2 required to hold a license under this chapter and does not hold the
3 appropriate license.

4 SUBCHAPTER F. LOCAL REGULATION

5 Sec. 1003.251. DEFINITIONS. In this subchapter:

6 (1) "Local political subdivision" means a county or
7 municipality in which a person seeks to perform foundation repair
8 work or foundation repair contracting.

9 (2) "Local regulation" means an order adopted by a
10 county commissioners court or an ordinance or other regulation
11 adopted by a municipality.

12 Sec. 1003.252. APPLICATION OF LOCAL ORDINANCE. This
13 chapter does not affect a person's obligation to comply with a local
14 regulation establishing a permit, inspection, or approval process
15 in connection with foundation repair work.

16 Sec. 1003.253. LOCAL STANDARDS. (a) The standard for the
17 practice of foundation repair work or foundation repair contracting
18 in a local political subdivision is the standard established by
19 local regulation if the standard is not less stringent than the
20 standard imposed by this chapter.

21 (b) A person who holds a license issued under this chapter
22 is not required to hold a license issued by a local political
23 subdivision or take an examination required by a local regulation
24 to engage in foundation repair work or foundation repair
25 contracting.

26 Sec. 1003.254. NOTICE TO LOCAL POLITICAL SUBDIVISION. (a)
27 A person who obtains a foundation repair company license shall

provide notice to a local political subdivision if required to perform work in the local political subdivision.

(b) The notice must be in a form required by the local political subdivision.

SUBCHAPTER G. ENFORCEMENT

Sec. 1003.301. ADMINISTRATIVE PENALTY. The commission or the executive director may impose an administrative penalty on a person under Subchapter F, Chapter 51, regardless of whether the person holds a license under this chapter.

Sec. 1003.302. ADMINISTRATIVE SANCTIONS. The commission may impose administrative sanctions as provided by Section 51.353.

Sec. 1003.303. CRIMINAL PENALTY; LICENSING. (a) A person commits an offense if the person:

(1) violates the licensing requirements of this chapter;

(2) employs an individual who does not hold the appropriate license required by this chapter, other than a laborer; or

(3) submits to the department a false document relating to work experience, certification, or training in connection with an application for a license under this chapter.

(b) An offense under this section is a Class C misdemeanor.

SUBCHAPTER H. INITIAL LICENSING

Sec. 1003.351. DEFINITIONS. In this subchapter:

(1) "Manager" means a person employed by a foundation repair company or similar entity, regardless of whether that company or entity holds a license under this chapter, to direct and

1 perform foundation repair work, including foundation installation
2 and lifting.

3 (2) "Salesperson" means a person who engages in the
4 selection of methods used to repair or maintain a foundation,
5 including estimation of the cost of labor and materials.

6 Sec. 1003.352. WAIVER OF EXAMINATION REQUIREMENT. (a) The
7 department shall waive the examination requirement under Section
8 1003.154(b) for a master license for an applicant who meets the
9 requirements of this subchapter.

10 (b) The department shall waive the examination requirement
11 under Section 1003.155(b) for a journeyman license for an applicant
12 who meets the requirements of this subchapter.

13 Sec. 1003.353. INITIAL LICENSING. (a) The department
14 shall issue a master license to a qualified applicant who:

15 (1) submits an application not later than September 1,
16 2014; and

17 (2) has been an owner or manager of a foundation repair
18 company or similar entity for at least 60 months, regardless of
19 whether that company or entity holds a license under this chapter.

20 (b) The department shall issue a journeyman license to a
21 qualified applicant who:

22 (1) submits an application not later than September 1,
23 2014; and

24 (2) has worked for a foundation repair company or
25 similar entity as a salesperson, estimator, or manager for at least
26 24 months, regardless of whether that company or entity holds a
27 license under this chapter.

1 Sec. 1003.354. RENEWAL OF LICENSE. To qualify to renew an
2 initial license issued under this subchapter, the license holder
3 must comply with the requirements of Section 1003.161.

4 Sec. 1003.355. EXPIRATION OF SUBCHAPTER. This subchapter
5 expires October 1, 2014.

6 SECTION 2. (a) Notwithstanding the requirement of Section
7 1003.051(a)(3), Occupations Code, as added by this Act, the Texas
8 Commission of Licensing and Regulation shall appoint persons who
9 meet the practical experience requirement for an initial master
10 license to serve as initial members of the Foundation Repair
11 Advisory Board as soon as practicable after the effective date of
12 this Act.

13 (b) The Texas Commission of Licensing and Regulation shall
14 determine with respect to the members of the Foundation Repair
15 Advisory Board appointed under Chapter 1003, Occupations Code, as
16 added by this Act, which terms of three members expire February 1,
17 2015, which terms of three members expire February 1, 2017, and
18 which terms of three members expire February 1, 2019.

19 (c) The changes in law made by Section 1003.202(c),
20 Occupations Code, as added by this Act, apply only to a contract for
21 foundation repair entered into or renewed on or after September 1,
22 2014. A contract for foundation repair entered into or renewed
23 before September 1, 2014, is governed by the law as it existed on
24 the date the contract was entered into, and the former law is
25 continued in effect for that purpose.

26 SECTION 3. (a) The Texas Commission of Licensing and
27 Regulation shall adopt rules to implement Chapter 1003, Occupations

1 Code, as added by this Act, not later than February 1, 2014.

2 (b) Not later than March 1, 2014, the Texas Commission of
3 Licensing and Regulation shall begin accepting applications for and
4 issuing licenses under Chapter 1003, Occupations Code, as added by
5 this Act.

6 (c) A person is not required to obtain a license to engage in
7 foundation repair contracting or foundation repair work under
8 Chapter 1003, Occupations Code, as added by this Act, before
9 September 1, 2014.

10 SECTION 4. (a) Except as provided by Subsection (b) of this
11 section, this Act takes effect September 1, 2013.

12 (b) Section 1003.151 and Subchapter G, Chapter 1003,
13 Occupations Code, as added by this Act, take effect September 1,
14 2014.