

By: S. Davis of Harris

H.B. No. 871

A BILL TO BE ENTITLED

1 AN ACT
2 relating to certain requirements before completing mold
3 remediation work.

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

5 SECTION 1. The heading to Section 1958.152, Occupations
6 Code, is amended to read as follows:

7 Sec. 1958.152. REMEDIATION WORK PLAN AND AGREEMENT;
8 CONSUMER INFORMATION.

9 SECTION 2. Section 1958.152, Occupations Code, is amended
10 by amending Subsection (a) and adding Subsections (a-1) and (c) to
11 read as follows:

12 (a) A license holder who intends to perform mold remediation
13 shall prepare a work plan providing instructions for the
14 remediation efforts to be performed for the mold remediation
15 project.

16 (a-1) Before the mold remediation begins, the [The] license
17 holder must:

18 (1) [shall] provide the work plan and a mold
19 information sheet to the client; and

20 (2) obtain a signed agreement with the property owner
21 concerning the terms and scope of the mold remediation project
22 [before the mold remediation begins].

23 (c) The department shall prescribe the form and content of
24 the mold information sheet described by Subsection (a-1)(1).

1 SECTION 3. The change in law made by this Act to Section
2 1958.152, Occupations Code, applies only to a mold remediation
3 project commenced on or after the effective date of this Act. A mold
4 remediation project commenced before the effective date of this Act
5 is governed by the law in effect when the project commenced, and the
6 former law is continued in effect for that purpose.

7 SECTION 4. The executive commissioner of the Health and
8 Human Services Commission shall adopt rules to implement Section
9 1958.152(c), Occupations Code, as added by this Act, not later than
10 December 1, 2013.

11 SECTION 5. This Act takes effect September 1, 2013.