

By: Kuempel

H.B. No. 1503

Substitute the following for H.B. No. 1503:

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C.S.H.B. No. 1503

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the appointment of building contractors to certain
3 trade advisory boards of the Texas Department of Licensing and
4 Regulation.

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

6 SECTION 1. Section 1302.201, Occupations Code, is amended
7 to read as follows:

8 Sec. 1302.201. ADVISORY BOARD MEMBERSHIP. The air
9 conditioning and refrigeration contractors advisory board consists
10 of nine [~~seven~~] members appointed by the presiding officer of the
11 commission, with the commission's approval, and two ex officio
12 nonvoting members. One member of the advisory board must be a
13 public member.

14 SECTION 2. Section 1302.202(a), Occupations Code, is
15 amended to read as follows:

16 (a) Except for the public member and the building contractor
17 member, each appointed advisory board member must be experienced in
18 the design, installation, construction, maintenance, service,
19 repair, or modification of equipment used for environmental air
20 conditioning, commercial refrigeration, or process cooling or
21 heating. Other than the public member, of the appointed members:

22 (1) one must be an official of a municipality with a
23 population of more than 250,000;

24 (2) one must be an official of a municipality with a

1 population of not more than 250,000; [~~and~~]

2 (3) five [~~four~~] must be full-time licensed air
3 conditioning and refrigeration contractors, as follows:

4 (A) one member who holds a Class A license and
5 practices in a municipality with a population of more than 250,000;

6 (B) one member who holds a Class B license and
7 practices in a municipality with a population of more than 250,000;

8 (C) one member who holds a Class A license and
9 practices in a municipality with a population of more than 25,000
10 but not more than 250,000; [~~and~~]

11 (D) one member who holds a Class B license and
12 practices in a municipality with a population of not more than
13 25,000; and

14 (E) one member who holds a license of any
15 classification under this chapter, is principally engaged in air
16 conditioning and refrigeration contracting, and practices in a
17 municipality; and

18 (4) one must be a building contractor who is
19 principally engaged in home construction.

20 SECTION 3. Section 1305.051(b), Occupations Code, is
21 amended to read as follows:

22 (b) The advisory board members must include:

23 (1) two members who are affiliated with a statewide
24 association of electrical contractors not affiliated with a labor
25 organization;

26 (2) three members who are affiliated with a labor
27 organization;

1 (3) one member who is not affiliated with a statewide
2 association of electrical contractors or with a labor organization;
3 ~~[and]~~

4 (4) one member who is affiliated with a historically
5 underutilized business, as that term is defined by Section
6 2161.001, Government Code; and

7 (5) one public member who is a building contractor
8 principally engaged in home construction.

9 SECTION 4. (a) Not later than December 1, 2013, the
10 presiding officer of the Texas Commission of Licensing and
11 Regulation, with the commission's approval, shall appoint the
12 additional board members described by Section 1302.202,
13 Occupations Code, as amended by this Act, to the air conditioning
14 and refrigeration contractors advisory board.

15 (b) The change in law made by this Act to Section
16 1305.051(b), Occupations Code, regarding the qualifications of
17 members of the electrical safety and licensing advisory board does
18 not affect the entitlement of a member serving on the board
19 immediately before the effective date of this Act to continue to
20 serve for the remainder of the member's term. As terms on the board
21 expire, the presiding officer of the Texas Commission of Licensing
22 and Regulation shall appoint members that reflect the requirements
23 of Section 1305.051(b), Occupations Code, as amended by this Act.

24 SECTION 5. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2013.