

By: Kuempel

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 members, each appointed advisory board member must be experienced
18 in 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) four must be full-time licensed air conditioning
3 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 (4) two must be building contractors, as follows:

15 (A) one member who is principally engaged in home
16 construction; and

17 (B) one member who is principally engaged in
18 commercial construction.

19 SECTION 3. Sections 1305.051(a) and (b), Occupations Code,
20 are amended to read as follows:

21 (a) The advisory board consists of eleven [~~nine~~] members
22 appointed by the presiding officer of the commission with the
23 approval of the commission as follows:

24 (1) three master electrician members;

25 (2) three journeyman electrician members; [~~and~~]

26 (3) three public members; and

27 (4) two building contractors, as follows:

1 (A) one member who is principally engaged in home
2 construction; and

3 (B) one member who is principally engaged in
4 commercial construction.

5 (b) The advisory board members must include:

6 (1) two members who are affiliated with a statewide
7 association of electrical contractors not affiliated with a labor
8 organization;

9 (2) three members who are affiliated with a labor
10 organization;

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

14 (4) one member who is affiliated with a historically
15 underutilized business, as that term is defined by Section
16 2161.001, Government Code; and

17 (5) two members who are affiliated with a statewide
18 association of building contractors.

19 SECTION 4. Not later than December 1, 2013, the presiding
20 officer of the Texas Commission of Licensing and Regulation, with
21 the commission's approval, shall appoint the additional board
22 members described by Section 1302.202, Occupations Code, as amended
23 by this Act, to the air conditioning and refrigeration contractors
24 advisory board and by Section 1305.051, Occupations Code, as
25 amended by this Act, to the electrical safety and licensing
26 advisory board.

27 SECTION 5. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2013.