

1-1 By: Kuempel (Senate Sponsor - Eltife) H.B. No. 1503
 1-2 (In the Senate - Received from the House April 29, 2013;
 1-3 April 30, 2013, read first time and referred to Committee on
 1-4 Business and Commerce; May 14, 2013, reported favorably by the
 1-5 following vote: Yeas 9, Nays 0; May 14, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the appointment of building contractors to certain
 1-20 trade advisory boards of the Texas Department of Licensing and
 1-21 Regulation.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 1302.201, Occupations Code, is amended
 1-24 to read as follows:

1-25 Sec. 1302.201. ADVISORY BOARD MEMBERSHIP. The air
 1-26 conditioning and refrigeration contractors advisory board consists
 1-27 of nine [~~seven~~] members appointed by the presiding officer of the
 1-28 commission, with the commission's approval, and two ex officio
 1-29 nonvoting members. One member of the advisory board must be a
 1-30 public member.

1-31 SECTION 2. Section 1302.202(a), Occupations Code, is
 1-32 amended to read as follows:

1-33 (a) Except for the public member and the building contractor
 1-34 member, each appointed advisory board member must be experienced in
 1-35 the design, installation, construction, maintenance, service,
 1-36 repair, or modification of equipment used for environmental air
 1-37 conditioning, commercial refrigeration, or process cooling or
 1-38 heating. Other than the public member, of the appointed members:

1-39 (1) one must be an official of a municipality with a
 1-40 population of more than 250,000;

1-41 (2) one must be an official of a municipality with a
 1-42 population of not more than 250,000; [~~and~~]

1-43 (3) five [~~four~~] must be full-time licensed air
 1-44 conditioning and refrigeration contractors, as follows:

1-45 (A) one member who holds a Class A license and
 1-46 practices in a municipality with a population of more than 250,000;

1-47 (B) one member who holds a Class B license and
 1-48 practices in a municipality with a population of more than 250,000;

1-49 (C) one member who holds a Class A license and
 1-50 practices in a municipality with a population of more than 25,000
 1-51 but not more than 250,000; [~~and~~]

1-52 (D) one member who holds a Class B license and
 1-53 practices in a municipality with a population of not more than
 1-54 25,000; and

1-55 (E) one member who holds a license of any
 1-56 classification under this chapter, is principally engaged in air
 1-57 conditioning and refrigeration contracting, and practices in a
 1-58 municipality; and

1-59 (4) one must be a building contractor who is
 1-60 principally engaged in home construction and is a member of a
 1-61 statewide building trade association.

2-1 SECTION 3. Section 1305.051(b), Occupations Code, is
2-2 amended to read as follows:

2-3 (b) The advisory board members must include:

2-4 (1) two members who are affiliated with a statewide
2-5 association of electrical contractors not affiliated with a labor
2-6 organization;

2-7 (2) three members who are affiliated with a labor
2-8 organization;

2-9 (3) one member who is not affiliated with a statewide
2-10 association of electrical contractors or with a labor organization;
2-11 [~~and~~]

2-12 (4) one member who is affiliated with a historically
2-13 underutilized business, as that term is defined by Section
2-14 2161.001, Government Code; and

2-15 (5) one public member who is a building contractor
2-16 principally engaged in home construction and is a member of a
2-17 statewide building trade association.

2-18 SECTION 4. (a) Not later than December 1, 2013, the
2-19 presiding officer of the Texas Commission of Licensing and
2-20 Regulation, with the commission's approval, shall appoint the
2-21 additional board members described by Section 1302.202,
2-22 Occupations Code, as amended by this Act, to the air conditioning
2-23 and refrigeration contractors advisory board.

2-24 (b) The change in law made by this Act to Section
2-25 1305.051(b), Occupations Code, regarding the qualifications of
2-26 members of the electrical safety and licensing advisory board does
2-27 not affect the entitlement of a member serving on the board
2-28 immediately before the effective date of this Act to continue to
2-29 serve for the remainder of the member's term. As terms on the board
2-30 expire, the presiding officer of the Texas Commission of Licensing
2-31 and Regulation shall appoint members that reflect the requirements
2-32 of Section 1305.051(b), Occupations Code, as amended by this Act.

2-33 SECTION 5. This Act takes effect immediately if it receives
2-34 a vote of two-thirds of all the members elected to each house, as
2-35 provided by Section 39, Article III, Texas Constitution. If this
2-36 Act does not receive the vote necessary for immediate effect, this
2-37 Act takes effect September 1, 2013.

2-38 * * * * *