

By: Hegar

S.B. No. 766

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the regulation of volunteer fire departments, volunteer
3 firefighters, and members of industrial emergency response teams.

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

5 SECTION 1. Subchapter Z, Chapter 419, Government Code, is
6 amended by adding Section 419.910 to read as follows:

7 Sec. 419.910. STATE REGULATION PROHIBITED. (a) In this
8 section:

9 (1) "State agency" has the meaning assigned by Section
10 2103.001.

11 (2) "Volunteer firefighter" means a member of a
12 volunteer fire department who is not a full-time paid employee.

13 (b) A state agency may not:

14 (1) regulate a volunteer fire department;

15 (2) require a volunteer firefighter to obtain a
16 license or certification in order to be a volunteer firefighter; or

17 (3) require a member of an industrial emergency
18 response team to obtain a license or certification in order to be a
19 member of an industrial emergency response team.

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