

By: Carona

S.B. No. 972

A BILL TO BE ENTITLED

AN ACT

relating to the repeal of certain offenses relating to certain occupations regulated by the Texas Department of Licensing and Regulation.

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

SECTION 1. Subsection (f), Section 754.0141, Health and Safety Code, is amended to read as follows:

(f) An inspection by a QEI-1 certified inspector of equipment in a single-family dwelling may be performed only at the request and with the consent of the owner. The owner of a single-family dwelling is not subject to Section 754.022 or 754.023 [~~or 754.024~~].

SECTION 2. The heading to Subchapter E, Chapter 91, Labor Code, is amended to read as follows:

SUBCHAPTER E. PROHIBITED ACTS; ENFORCEMENT [~~PENALTY~~]

SECTION 3. Section 1151.253, Occupations Code, is transferred to Subchapter E, Chapter 1151, Occupations Code, and redesignated as Section 1151.206, Occupations Code, to read as follows:

Sec. 1151.206 [~~1151.253~~]. COMPLAINT OF VIOLATION. A person may file a complaint with the department concerning a violation of this chapter or a rule adopted by the commission under this chapter.

SECTION 4. The heading to Subchapter G, Chapter 2052,

1 Occupations Code, is amended to read as follows:

2 SUBCHAPTER G. DISCIPLINARY PROCEDURES; PENALTIES [~~CRIMINAL~~
3 ~~OFFENSE~~]

4 SECTION 5. The following provisions are repealed:

- 5 (1) Section 754.024, Health and Safety Code;
- 6 (2) Section 91.063, Labor Code;
- 7 (3) Subchapter D, Chapter 92, Labor Code;
- 8 (4) the heading to Subchapter F, Chapter 1151,
9 Occupations Code;
- 10 (5) Sections 1151.251, 1151.252, 1152.252, and
11 2052.309, Occupations Code;
- 12 (6) Subchapter H, Chapter 1202, Occupations Code;
- 13 (7) Subchapter N, Chapter 1601, Occupations Code; and
- 14 (8) Subchapter L, Chapter 1602, Occupations Code.

15 SECTION 6. The repeal of an offense by this Act does not
16 apply to an offense committed before the effective date of the
17 repeal. An offense committed before the effective date of the
18 repeal is governed by the law as it existed on the date the offense
19 was committed, and the former law is continued in effect for that
20 purpose. For purposes of this section, an offense was committed
21 before the effective date of the repeal if any element of the
22 offense occurred before that date.

23 SECTION 7. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as
25 provided by Section 39, Article III, Texas Constitution. If this
26 Act does not receive the vote necessary for immediate effect, this
27 Act takes effect September 1, 2013.