

By: Eltife  
(Cook)

S.B. No. 1105

A BILL TO BE ENTITLED

AN ACT

relating to fire inspections by the state fire marshal for state-owned and state-leased buildings.

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

SECTION 1. The heading to Section 417.0081, Government Code, is amended to read as follows:

Sec. 417.0081. INSPECTION OF [~~CERTAIN~~] STATE-OWNED OR STATE-LEASED BUILDINGS.

SECTION 2. Section 417.0081(a), Government Code, is amended to read as follows:

(a) The state fire marshal, at the commissioner's direction, shall periodically inspect public buildings under the charge and control of a state agency [~~the Texas Facilities Commission~~] and buildings leased for the use of a state agency [~~by the Texas Facilities Commission~~].

SECTION 3. Section 417.0082, Government Code, is amended to read as follows:

Sec. 417.0082. PROTECTION OF [~~CERTAIN~~] STATE-OWNED OR STATE-LEASED BUILDINGS AGAINST FIRE HAZARDS; AUTHORITY OF STATE FIRE MARSHAL. (a) The state fire marshal, under the direction of the commissioner, shall take any action necessary to protect a public building under the charge and control of a state agency [~~the Texas Facilities Commission~~] and the building's occupants, and the occupants of a building leased for the use of a state agency [~~by the~~

1 ~~Texas Facilities Commission~~], against an existing or threatened  
2 fire hazard. The state fire marshal [~~and the Texas Facilities~~  
3 ~~Commission~~] shall include the State Office of Risk Management and  
4 each state agency occupying or managing an affected building in all  
5 communication concerning fire hazards.

6 (b) The commissioner [~~, the Texas Facilities Commission,~~]  
7 and the State Office of Risk Management [~~risk management board~~]  
8 shall make and each adopt [~~by rule~~] a memorandum of understanding  
9 that coordinates the agency's duties under this section.

10 (c) The state fire marshal is the authority having  
11 jurisdiction over a state-owned building for purposes of fire  
12 safety.

13 SECTION 4. This Act takes effect immediately if it receives  
14 a vote of two-thirds of all the members elected to each house, as  
15 provided by Section 39, Article III, Texas Constitution. If this  
16 Act does not receive the vote necessary for immediate effect, this  
17 Act takes effect September 1, 2015.