

By: Zaffirini, et al.
(Lambert)

S.B. No. 2250

Substitute the following for S.B. No. 2250:

By: Isaac

C.S.S.B. No. 2250

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the execution of a certificate of completion and to
3 imposing certain requirements under a retail installment contract
4 for the purchase of solar panels.

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

6 SECTION 1. Subchapter B, Chapter 345, Finance Code, is
7 amended by adding Section 345.0811 to read as follows:

8 Sec. 345.0811. CERTIFICATE OF COMPLETION FOR SOLAR PANEL
9 RETAIL INSTALLMENT CONTRACT; CONSEQUENCE OF CERTAIN FAILED
10 BUILDING CODE INSPECTIONS. (a) A retail buyer who is required by a
11 retail seller of solar panels to execute a certificate of
12 completion is entitled to deferment of installment under Section
13 345.069 if:

14 (1) a solar panel installation purchased under a
15 retail installment contract fails a building code inspection
16 resulting from the installation of the solar panels not later than
17 the first anniversary of the execution of the certificate of
18 completion covering the installation; and

19 (2) the retail buyer notifies the retail seller of the
20 failed building code inspection not later than the 30th day after
21 the date of the inspection.

22 (b) A retail buyer is entitled to a deferment of installment
23 under Subsection (a) for the period:

24 (1) beginning on the date the retail buyer notifies

1 the retail seller of the failed building code inspection under
2 Subsection (a)(2); and

3 (2) ending on the date the retail seller corrects the
4 work cited by the failed inspection.

5 (c) If a retail seller of solar panels does not correct the
6 work cited by the failed building code inspection before the 91st
7 day after the date the retail seller receives the notice under
8 Subsection (a)(2):

9 (1) the certificate of completion is void;

10 (2) the retail seller shall exercise reasonable care
11 to remove the solar panel installation and correct any incidental
12 damage to the real property resulting from the installation and
13 removal; and

14 (3) the retail buyer is entitled to rescind the retail
15 installment contract and receive a refund of all payments under or
16 in contemplation of the contract.

17 SECTION 2. Section 345.0811, Finance Code, as added by this
18 Act, applies only to a retail installment contract entered into on
19 or after the effective date of this Act. A retail installment
20 contract entered into before the effective date of this Act is
21 governed by the law in effect on the date the contract was entered
22 into, and the former law is continued in effect for that purpose.

23 SECTION 3. This Act takes effect September 1, 2023.