

By: King

H.B. No. 3493

A BILL TO BE ENTITLED

AN ACT

relating to the authority of a municipality to regulate the installation or inspection of a residential energy backup system.

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

SECTION 1. Section 214.211, Local Government Code, is amended by adding Subdivision (6) to read as follows:

(6) "Residential energy backup system" means a backup energy system installed at a residential property that is capable of providing no more than 50 kilowatts of electricity to the residence or has a storage capacity of no more than 100 kilowatt hours.

SECTION 2. Section 214.214, Local Government Code, is amended by adding Subsection (d) to read as follows:

(d) A municipality may not adopt or enforce an amendment to the National Electrical Code that would regulate the installation or inspection of a residential energy backup system.

SECTION 3. The heading to Subchapter C, Chapter 229, Local Government Code, is amended to read as follows:

SUBCHAPTER C. REGULATION OF SOLAR ENERGY AND BACKUP ENERGY DEVICES

SECTION 4. Subchapter C, Chapter 229, Local Government Code, is amended by adding Section 229.102 to read as follows:

Sec. 229.102. REGULATION OF RESIDENTIAL ENERGY BACKUP SYSTEMS. (a) In this section, "residential energy backup system" means a backup energy system installed at a residential property

1 that is capable of providing no more than 50 kilowatts of
2 electricity to the residence or has a storage capacity of no more
3 than 100 kilowatt hours.

4 (b) A municipality may not adopt or enforce an ordinance,
5 rule, or other measure that would regulate the installation or
6 inspection of a residential energy backup system.

7 SECTION 5. The changes in law made by this Act apply only to
8 the installation or inspection of a residential energy backup
9 system initiated on or after the effective date of this Act.

10 SECTION 6. This Act takes effect September 1, 2025.