

By: Zaffirini

S.B. No. 1255

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the regulation of mold assessors and remediators.

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

4 SECTION 1. Section 1958.001(4), Occupations Code, is
5 amended to read as follows:

6 (4) "Mold" means any living or dead fungi or related
7 products or parts, including spores and[~~7~~] hyphae[~~7~~—~~and~~
8 ~~mycotoxins~~].

9 SECTION 2. Section 1958.002(b), Occupations Code, is
10 amended to read as follows:

11 (b) This chapter does not apply to:

12 (1) the following activities when not conducted for
13 the purpose of mold assessment or mold remediation:

14 (A) routine cleaning;

15 (B) the diagnosis, repair, cleaning, or
16 replacement of plumbing, heating, ventilation, air conditioning,
17 electrical, or air duct systems or appliances;

18 (C) commercial or residential real estate
19 inspections; and

20 (D) the incidental discovery or emergency
21 containment of potential mold contamination during the conduct or
22 performance of services listed in this subsection;

23 (2) the repair, replacement, or cleaning of
24 construction materials during the building phase of the

1 construction of a structure;

2 (3) the standard performance of custodial activities
3 for, preventive maintenance of, and the routine assessment of
4 property owned or operated by a governmental entity; ~~or~~

5 (4) a pest control inspection conducted by a person
6 regulated under Chapter [1951](#); ~~or~~

7 (5) demolition of a structure after a fire or other
8 disaster.

9 SECTION 3. Section [1958.034](#), Occupations Code, is amended
10 to read as follows:

11 Sec. 1958.034. DUTIES. The advisory board may advise the
12 commission and department on:

13 (1) technical matters relevant to the administration
14 of this chapter;

15 (2) standards of ~~or~~ performance and work practices
16 for mold assessment or remediation;

17 (3) qualifications for the issuance or renewal of a
18 license, including any training or continuing education; and

19 (4) other issues affecting mold assessment and
20 remediation.

21 SECTION 4. Section [1958.102\(b\)](#), Occupations Code, is
22 repealed.

23 SECTION 5. The change in law made by this Act applies only
24 to conduct that occurs on or after the effective date of this Act.
25 Conduct that occurs before the effective date of this Act is
26 governed by the law in effect on the date the conduct occurred, and
27 the former law is continued in effect for that purpose.

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