

SENATE AMENDMENTS

2nd Printing

By: Hernandez

H.B. No. 3848

A BILL TO BE ENTITLED

AN ACT

relating to the electronic submission of inspection reports and filing fees for the inspection of elevators, escalators, and related equipment.

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

SECTION 1. Section 754.015, Health and Safety Code, is amended by amending Subsection (e) and adding Subsection (f) to read as follows:

(e) The commission by rule may require or permit inspection reports, other documents, and fees to be filed in a manner prescribed by the department, including electronically.

(f) Notwithstanding any other provision of this chapter, for a building with four stories or less, the commission by rule shall authorize the inspection and certification of equipment once every five years instead of requiring an annual inspection.

SECTION 2. Section 754.019(c), Health and Safety Code, is amended to read as follows:

(c) For the purpose of determining timely filing under Subsection (a)(3) and Section 754.016(b), an inspection report and filing fees are considered filed on the earlier of:

(1) the date of personal delivery;

(2) the date of postmark by United States mail if properly addressed to the executive director; ~~[or]~~

(3) the date of deposit with a commercial courier

1 service, if properly addressed to the executive director; or
2 (4) the date of electronic submission, if filed in an
3 electronic manner prescribed by the department.

4 SECTION 3. This Act takes effect September 1, 2025.

ADOPTED

MAY 28 2025

Latey Law
Secretary of the Senate

By: *[Signature]*

H.B. No. 3848

Substitute the following for H.B. No. 3848 :

By: *[Signature]*

C.S.H.B. No. 3848

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(2) the date of postmark by United States mail if properly addressed to the executive director; ~~or~~

(3) the date of deposit with a commercial courier service, if properly addressed to the executive director; or

(4) the date of electronic submission, if filed in an electronic manner prescribed by the department.

SECTION 3. This Act takes effect September 1, 2025.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 29, 2025

TO: Honorable Dustin Burrows, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3848 by Hernandez (Relating to the electronic submission of inspection reports and filing fees for the inspection of elevators, escalators, and related equipment.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 452 Department of Licensing and Regulation

LBB Staff: JMc, SD, RStu, BFa

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 25, 2025

TO: Honorable Charles Schwertner, Chair, Senate Committee on Business & Commerce

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3848 by Hernandez (relating to the electronic submission of inspection reports and filing fees for the inspection of elevators, escalators, and related equipment.), **Committee Report 2nd House, Substituted**

<p>No significant fiscal implication to the State is anticipated.</p>
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It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 452 Department of Licensing and Regulation

LBB Staff: JMc, RStu, BFa

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 22, 2025

TO: Honorable Charles Schwertner, Chair, Senate Committee on Business & Commerce

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: **HB3848** by Hernandez (Relating to the electronic submission of inspection reports and filing fees for the inspection of elevators, escalators, and related equipment.), **As Engrossed**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3848, As Engrossed: a negative impact of (\$487,770) through the biennium ending August 31, 2027.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five- Year Impact:

<i>Fiscal Year</i>	Probable Net Positive/(Negative) Impact to <i>General Revenue Related Funds</i>
2026	(\$243,885)
2027	(\$243,885)
2028	(\$243,885)
2029	(\$243,885)
2030	\$0

All Funds, Five-Year Impact:

<i>Fiscal Year</i>	Probable Revenue Gain/(Loss) from <i>General Revenue Fund</i> 1	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1	<i>Change in Number of State Employees from FY 2025</i>
2026	(\$705,300)	\$461,415	(6.5)
2027	(\$705,300)	\$461,415	(6.5)
2028	(\$705,300)	\$461,415	(6.5)
2029	(\$705,300)	\$461,415	(6.5)
2030	\$0	\$0	0.0

Fiscal Analysis

The bill would amend the Texas Health and Safety Code to require the Texas Department of Licensing and Regulation (TDLR) to adopt rules requiring that elevator inspections of an elevator in a building of not more than four stories occur at least every five years. The bill would authorize TDLR to issue emergency orders for the closure of elevators if an inspection has not been performed in more than six years.

Additionally, the bill would amend the Health and Safety Code to allow the determination of timely filings to include the time of electronic submission to TDLR.

The bill would take effect September 1, 2025.

Methodology

Based upon analysis of TDLR, this estimate assumes that there are 35,265 elevators in buildings four stories or less that would no longer require yearly inspections and would instead be inspected every five years. The certificate application for compliance has a fee of \$20, resulting in no fees being collected from the certification of these elevators in fiscal years 2026 through 2029. This would result in a revenue loss of \$705,300 each year.

This estimate assumes that as a result of the decreased workload, TDLR would require less staffing resources to fulfill all duties and responsibilities. The reduced workload would be represented by a reduction of 6.5 full-time equivalent positions and a decrease in \$461,415 in General Revenue Fund agency appropriations. However, this estimate assumes that resources would be necessary in fiscal year 2030 for the agency to hire temporary staff to handle the increased workload of 35,265 additional certificate applications.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 452 Department of Licensing and Regulation

LBB Staff: JMc, RStu, BFa, TUF, GDZ

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

April 14, 2025

TO: Honorable Dade Phelan, Chair, House Committee on Licensing & Administrative Procedures

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3848 by Hernandez (Relating to the electronic submission of inspection reports and filing fees for the inspection of elevators, escalators, and related equipment.), **As Introduced**

No significant fiscal implication to the State is anticipated.

It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 452 Department of Licensing and Regulation

LBB Staff: JMc, TUf, BFa