

Regional Codes Coordinating Committee
85th Legislative Session Bills of Interest

Bill	Author	Topic	Permissive or Mandate	Status	Related Bills	NCTCOG Staff Notes
Building Codes						
SB 59	Zaffirini (Nuevo Laredo)	Relating to energy and water management planning and reporting requirements for state agencies and institutions of higher education.	Permissive	Signed by the Governor.		Removes mandated assistance by SECO to state agencies and higher education institutions to prepare and implement long-range plans for energy and water conservation. Do not have to use 5-year plan when considering future construction plans.
HB 1468	S. Thompson (Harris County)	Relating to the sanitation and safety requirements for certain artificial bodies of water maintained for public recreational use.	Mandate	Signed by the Governor.	SB 733	Adds "artificial swimming lagoon" to Health and Safety Code regulations governing swimming pools, defines "artificial swimming lagoon", and allows cities to require permits and inspections for such lagoons.
HB 3329	Paddie (Marshall Area)	Relating to the regulation of electricians by local governments.	Mandate	Signed by the Governor.	SB 1797	City may not collect a permit fee, registration fee, administrative fee, or other fees for work performed in a city by an electrician with a state license.
HB 3257	Paddie (Marshall Area)	Relating to the regulation and inspection of boilers.	Mandate	Signed by the Governor.		Notwithstanding any other law, a state agency or political subdivision may not restrict the use or installation of a specific fuel gas pipe product that is approved for use and installation by the International Fuel Gas Code.
SB 636	Huffines (Dallas)	Relating to procedures for certain municipalities to adopt or amend a national model building code.	Mandate	Failed to receive affirmative vote in House Urban Affairs committee.		Lowers the population threshold in current law from 100,000 to 40,000 to invoke certain notice and hearing procedures for changes in a city's building codes; also, the governing body must publish a cost-benefit analysis of code or amendments 30 days before the public hearing. For health/safety amendments, scientific evidence regarding its necessity must be presented.

Regional Codes Coordinating Committee
85th Legislative Session Bills of Interest

Bill	Author	Topic	Permissive or Mandate	Status	Related Bills	NCTCOG Staff Notes
HB 1105	Miller, Rick (Sugar Land)	Relating to granting certain municipalities authority to adopt development regulations around certain military facilities; creating a criminal offense.	Permissive	Left pending in Defense & Veterans' Affairs committee on 4/5/2017		Municipalities can subject areas surrounding military aviation facility to certain additional land use regulations in accordance with the Air Installation Compatible Use Zone Study or the Joint Land Use Study.
HB 1120	Springer (b/t Lubbock & FW)	Relating to the authority of a political subdivision to issue to a building construction permit or final certificate of occupancy for a building or facility required to meet certain accessibility standards; providing an administrative penalty.	Mandate	Out of Licensing & Administrative Procedures - 9 ayes		Must have a report/letter from the owner indicating a completed inspection before a final certificate of occupancy is issued. Goal is to ensure compliance with the law regarding the elimination of architectural barriers. Sets an administrative penalty for political subdivisions that do not comply.
HB 1562	Minjarez (west San Antonio)	Related to zoning and building construction regulations in certain counties; providing a criminal penalty	Mandate	Scheduled for public hearing on 4/3/2017 - meeting cancelled		Involves the regulations allowed to apply only to unincorporated areas of urban/populated counties.
HB 1572	Workman (west Austin)	Relating to a property owner's right to remove a tree or vegetation that the owner believes posts a fire risk.	Mandate	Out of Business & Industry committee - 7 ayes		Municipalities and HOAs cannot restrict the property owner's ability to remove a tree or vegetation that the owner believes poses a fire risk.
SB 410	Watson (Austin)	Relating to the use of light-emitting diode (LED) light blubs in state buildings.	Permissive	In committee - Business & Commerce		State agency or institution of higher education may purchase a light blub other than LED if LED is compatible with light fixture or otherwise impracticable.

Regional Codes Coordinating Committee
85th Legislative Session Bills of Interest

Bill	Author	Topic	Permissive or Mandate	Status	Related Bills	NCTCOG Staff Notes
SB 775	Estes (west Forth Worth/Wichita Falls)	Relating to providing information to the public and to purchasers of real property regarding the impact of military installations.	Mandate	In House Defense & Veterans' Affairs committee	HB 797 & HB 890	Make publicly available on the local government's website the Air Installation Compatible Use Zone Study or the Joint Land Use Study of the military site; add to the seller's disclosure of property condition a notice if property is located near a military installation and may be affected by high noise or air.
HB 2170	Kacal (College Station, Waco)	Relating to responsibility for defects in the plans, specifications, or related documents for the construction or repair of an improvement of real property.	Mandate	In committee - Ways & Means.		Construction liability extends to any person, other than architect or engineer, who provides plans, specifications, or related documents to another person for a contract for the construction or repair of an improvement; this liability cannot be waived.
HB 2814	Oliverson (Tomball)	Relating to the installation and inspection of fire sprinkler protection systems; authorizing fees.	Mandate	In committee - Licensing & Administrative Procedures		Certified fire inspector may inspect or review plans only for sprinkler portion of multipurpose residential fire sprinkler installation, repair, or replacement; city with a population of less than 50,000 may enact ordinance requiring multipurpose residential fire protection sprinkler system in new one to two-family dwellings only if an election is held to authorize the city to enact the requirement.
HB 3533	Raymond (Laredo)	Relating to inspection procedures in certain long-term care facilities and the creation of a long-term care legislative oversight committee.	Permissive	In Senate Health & Human Services Committee		Municipal fire marshal may grant a waiver under certain conditions for a violation of a life safety requirement or fire safety standard in a long-term care facility and intermediate care facilities for individuals with intellectual disabilities.

Regional Codes Coordinating Committee
85th Legislative Session Bills of Interest

Bill	Author	Topic	Permissive or Mandate	Status	Related Bills	NCTCOG Staff Notes
SB 1715	Hall (Hunt/Kaufman/Rockwall /Garland/Mesquite)	Relating to the use of corrugated stainless steel tubing in residential and commercial structures.	Mandate	In committee - Business & Commerce		Corrugated stainless steel tubing in each residential dwelling or commercial structure must conform to at least the standards of the 2008 International Residential Code.
HB 3506	Cyrier (Bastrop/Karnes City)	Relating to municipal building regulations that require a license for constructing commercial or residential structures.	Mandate	Out of Urban Affairs committee - 5 ayes, 1 nay, 1 absent		Prohibits local governmental entity from requiring a builder or contractor to obtain a local license through ordinance for the construction or remodel of a commercial or residential structure.
SB 1432	Estes (west Forth Worth/Wichita Falls)	Relating to the regulation of sport lagoons and granting rulemaking authority.	Mandate	In committee - Natural Resources & Economic Development		Defines a "sport lagoon", distinguishes it from a swimming pool, and creates a separate permitting process through TCEQ.
Last updated: 07/11/2017						