

## **BILL ANALYSIS**

Senate Research Center  
82R13036 MAW-F

S.B. 1630  
By: Birdwell  
Business & Commerce  
3/28/2011  
As Filed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

H.B. 1973 and S.B. 1982 were enacted by the 81st Legislature in order to clarify existing law and allow pool maintenance professionals to perform limited electrical functions under a limited license. The license was placed under the Residential Appliance Installers Act. During the interim the Texas Department of Licensing and Regulation has interpreted the law to limit the maintenance to only residential or multi-family settings of four stories or less and exclude commercial properties. This bill amends Section 1305.002 (Definitions), Occupations Code, to add the word commercial to the definition of "pool" to address work performed by pool technicians. Until last year, they have always performed maintenance on residential and commercial pools. Pool technicians are often the ones trained in the maintenance and repair of sophisticated pool equipment and devices such as SVRS systems (anti-drowning), heating units, remote terminals, and cleaning systems. As it stands today, a technician can change a light on one side of the street (apartment) and the law would not allow them to change it on the other side of the street (small hotel).

As proposed, S.B. 1630 amends current law relating to the regulation of residential appliance installation under the Texas Electrical Safety and Licensing Act.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 1305.002(14), Occupations Code, to redefine "pool" to include both commercial and residential structures.

SECTION 2. Effective date: September 1, 2011.