

1-1 By: Zaffirini S.B. No. 1255
1-2 (In the Senate - Filed February 13, 2025;
1-3 February 28, 2025, read first time and referred to Committee on
1-4 Business & Commerce; March 31, 2025, reported favorably by the
1-5 following vote: Yeas 10, Nays 0; March 31, 2025, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
1-8	X			
1-9			X	
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to the regulation of mold assessors and remediators.
1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-23 SECTION 1. Section 1958.001(4), Occupations Code, is
1-24 amended to read as follows:
1-25 (4) "Mold" means any living or dead fungi or related
1-26 products or parts, including spores and ~~hyphae~~ ~~and~~
1-27 ~~mycotoxins~~.
1-28 SECTION 2. Section 1958.002(b), Occupations Code, is
1-29 amended to read as follows:
1-30 (b) This chapter does not apply to:
1-31 (1) the following activities when not conducted for
1-32 the purpose of mold assessment or mold remediation:
1-33 (A) routine cleaning;
1-34 (B) the diagnosis, repair, cleaning, or
1-35 replacement of plumbing, heating, ventilation, air conditioning,
1-36 electrical, or air duct systems or appliances;
1-37 (C) commercial or residential real estate
1-38 inspections; and
1-39 (D) the incidental discovery or emergency
1-40 containment of potential mold contamination during the conduct or
1-41 performance of services listed in this subsection;
1-42 (2) the repair, replacement, or cleaning of
1-43 construction materials during the building phase of the
1-44 construction of a structure;
1-45 (3) the standard performance of custodial activities
1-46 for, preventive maintenance of, and the routine assessment of
1-47 property owned or operated by a governmental entity; ~~or~~
1-48 (4) a pest control inspection conducted by a person
1-49 regulated under Chapter 1951; or
1-50 (5) demolition of a structure after a fire or other
1-51 disaster.
1-52 SECTION 3. Section 1958.034, Occupations Code, is amended
1-53 to read as follows:
1-54 Sec. 1958.034. DUTIES. The advisory board may advise the
1-55 commission and department on:
1-56 (1) technical matters relevant to the administration
1-57 of this chapter;
1-58 (2) standards of ~~or~~ performance and work practices
1-59 for mold assessment or remediation;
1-60 (3) qualifications for the issuance or renewal of a
1-61 license, including any training or continuing education; and

2-1 (4) other issues affecting mold assessment and
2-2 remediation.

2-3 SECTION 4. Section 1958.102(b), Occupations Code, is
2-4 repealed.

2-5 SECTION 5. The change in law made by this Act applies only
2-6 to conduct that occurs on or after the effective date of this Act.
2-7 Conduct that occurs before the effective date of this Act is
2-8 governed by the law in effect on the date the conduct occurred, and
2-9 the former law is continued in effect for that purpose.

2-10 SECTION 6. This Act takes effect September 1, 2025.

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