

1-1 AN ACT  
1-2 relating to an asbestos survey before issuance of a building permit  
1-3 to renovate or demolish certain buildings.  
1-4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-5 SECTION 1. The Texas Asbestos Health Protection Act (Article  
1-6 4477-3a, Vernon's Texas Civil Statutes) is amended by adding  
1-7 Section 13 to read as follows:  
1-8 Sec. 13. SURVEY REQUIRED. (a) In this section, "permit"  
1-9 means a license, certificate, approval, registration, consent,  
1-10 permit, or other form of authorization that a person is required by  
1-11 law, rule, regulation, order, or ordinance to obtain to perform an  
1-12 action, or to initiate, continue, or complete a project, for which  
1-13 the authorization is sought.  
1-14 (b) A municipality that requires a person to obtain a permit  
1-15 before renovating or demolishing a public or commercial building  
1-16 may not issue the permit unless the applicant provides:  
1-17 (1) evidence acceptable to the municipality that an  
1-18 asbestos survey, as required by this Act, of all parts of the  
1-19 building affected by the planned renovation or demolition has been  
1-20 completed by a person licensed under this Act to perform a survey;  
1-21 or  
1-22 (2) a certification from a licensed engineer or  
1-23 architect, stating that:  
1-24 (A) the engineer or architect has reviewed the  
1-25 material safety data sheets for the materials used in the original  
2-1 construction, the subsequent renovations or alterations of all  
2-2 parts of the building affected by the planned renovation or  
2-3 demolition, and any asbestos surveys of the building previously  
2-4 conducted in accordance with this Act; and  
2-5 (B) in the engineer's or architect's  
2-6 professional opinion, all parts of the building affected by the  
2-7 planned renovation or demolition do not contain asbestos.  
2-8 SECTION 2. This Act takes effect September 1, 2001.  
2-9 SECTION 3. This Act applies only to a permit for renovation  
2-10 or demolition of a public or commercial building issued on or after  
2-11 January 1, 2002. A permit for renovation or demolition of a public  
2-12 or commercial building issued before January 1, 2002, is governed  
2-13 by the law as it existed immediately before the effective date of  
2-14 this Act, and that law is continued in effect for that purpose.

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President of the Senate                      Speaker of the House  
I hereby certify that S.B. No. 509 passed the Senate on  
March 22, 2001, by a viva-voce vote.

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Secretary of the Senate  
I hereby certify that S.B. No. 509 passed the House on  
April 20, 2001, by a non-record vote.

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Chief Clerk of the House

Approved:

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Date

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Governor