



TEXAS FIRE MARSHALS' ASSOCIATION

March 30, 2021

TxFMA Fire Marshal Collaborative for the 87th Legislative Session

The TFMA Legislative Committee has been meeting and reviewing the current bills that affect first responders and fire marshals. After full review of the current filed legislation during the 87th Legislature Regular Session, the committee has established a basic guide for the legislative bills currently under consideration.

The TxFMA Legislative Committee has received full support for the following bills from TxFMA Board:

- [HB 4325](#) – Martinez: Relating to the qualifications of a county fire marshal
- [HB 1240](#) and [SB 659](#) -Coleman, Garnet and Miles, Borris: Relating to the offense of failure to comply with an order from a fire marshal and the authority of certain county employees to issue citations for certain violations. (Left Pending in Committee 3/18/2021)
- [HB 1265](#) - Price, Four: Relating to creating the criminal offense of obstructing or interfering with a first responder or an emergency vehicle. (Referred to Criminal Jurisprudence 3/4/2021)
- [SB 500](#) - Miles, Borris: Relating to creating the criminal offense of operating a boarding home facility without a permit in certain counties and municipalities. (Referred to Health & Human Services 03/09/21)
- [SB 501](#)- Miles, Borris: Relating to regulation of certain group homes and other residential facilities for children, elderly individuals, and individuals with disabilities. (Referred to Health and Human Services 3/09/2021)
- [SB 504](#)- Miles, Borris Relating to authority of a county fire marshal to inspect group homes and assisted living facilities. (Referred to Health and Human Services 3/09/2021)
- [HB 1785](#) -Thierry, Shawn: Relating to creating the criminal offense of operating a boarding home facility without a permit in certain counties and municipalities. (Referred to Human Services 3/10/2021)
- [HB 1692](#)- Tinderholt. Tony: Relating to the amounts budgeted by certain political subdivisions for fire protection, law enforcement, or emergency medical services. (Referred to State Affairs 3/9/3021)
- [SB 126](#) – Johnson: Relating to performance standards for certain aboveground storage tanks (Referred to Water, Agriculture & Rural Affairs 3/03/2021)
- [HB 149](#) – Reynolds: Relating to a study to evaluate state and local regulation of group homes. (Left Pending 3/16/2021)
- [HB 310](#) – Springer, Drew: Relating to certain claims for benefits, compensation, or assistance by certain public safety employees and survivors of certain public safety employees. (Referred to Judiciary & Civil Jurisprudence 3/22/2021)
- [HB 691](#) – Metcalf, Will: Relating to school district compliance with certain school safety measures. (No action taken in Committee 3/9/2021)
- [HB 711](#) – Perez, Mary An, Relating to performance standards for certain aboveground storage tanks. (Referred to Environmental Regs) Companion to SB 126
- [SB 1409](#) and [HB 3803](#) – Buckinham and Geren: Relating to the adoption of a certain plumbing code by the Texas State Board of Plumbing Examiners (Referred to Licensing & Administrative Procedures)
- [HB 103](#) – Landgraf: Relating to the establishment of the Texas Active Shooter Alert System. (Committee report sent to Calendars 3/23/2021)
- [HB 3342](#) – Bowers: Relating to the definition of illegal fireworks. (Referred to County Affairs 03/22/2021)



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- [HB 541](#) – Patterson: Relating to a presumption in regard to the eligibility of public safety employees who have contracted coronavirus disease (COVID-19) for certain benefits. (Scheduled for Public Hearing 03/30/21)
- [HB 759](#) – Harless: Relating to the operation of threat assessment teams in public schools and the establishment of a student threat assessment database. (Left Pending in Committee 3/16/2021)
- [HB 204](#) – Thierry: Relating to requiring school districts and open-enrollment charter schools to provide a landline telephone or panic button in every classroom. (Referred to public education 2/25/2021)
- [HB 2610](#) – Harless: Relating to the deadline to begin a county fire code inspection in certain counties.(Left pending in committee 03/25/2021)
- [HB 3904](#) – Martinez: Relating to the creation and continuation of a county fire marshal position. (Referred to County Affairs)
- [HB 2267](#) – Paul: Relating to the sale and purchase of retail fireworks permits from an Internet website.(Left pending in committee 03/23/2021)
- [SB 1741](#) – Birdwell: Relating to pretrial procedures, conditions for community supervision, and criminal punishment for conduct endangering the public safety; creating a criminal offense and increasing criminal penalties. (Fireworks) (Referred to Criminal Justice 03/26/2021)
- [HB 1684](#) – Harless: Relating to pretrial procedures, conditions for community supervision, and criminal punishment for conduct endangering the public safety; creating a criminal offense and increasing criminal penalties. (Fireworks) (Referred Criminal Jurisprudence 03/09/2021)

The TxFMA Legislative Committee has received TxFMA Board approval to oppose to any additional dates or times that impact to the current firework laws, especially selling of fireworks outside of the current allowed dates:

- [HB 504](#)- White, James: Relating to the sale of fireworks on and before the Juneteenth Holiday (Referred to County Affairs 3/1/2021)
- [HB 505](#)- White, James: Relating to the sale of fireworks on and before the Labor Day Holiday(Referred to County Affairs 3/1/2021)
- [HB 466](#) - Shaheen, Matt: Relating to the sale of fireworks before and during the Diwali holiday. (Referred to County Affairs 3/1/2021)
- [HB 2569](#) – Cortez, Relating to the dates a retail fireworks permit holder may sell fireworks to the public.(Public Hearing County Affairs 04/01/2021)
- [HB 83](#) – Toth, Relating to the dates a retail fireworks permit holder may sell fireworks to the public. (Referred to County Affairs 02/25/2021)

The TxFMA Legislative Committee has received TxFMA Board approval to oppose the following bills due to impact on the current operations of Fire Marshal's offices:

- [HB 1877](#) - Gates, Gary: Relating to county and municipal regulation of repairs to vacant residential buildings. (Referred to land & Resource Management 3/11/2021)
- [HB 1871](#) - Gates, Gary: Relating to the release and inclusion of extraterritorial jurisdiction by a municipality involving certain areas. (Referred to land & Resource Management 3/11/2021)
- [SB 897](#) – Paxton, Angela: Relating to the composition of the Texas Commission on Fire Protection. (Scheduled for public hearing 03/29/2021)

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TXFMA is closely monitoring the following and will continue to follow and review bills proposed during this Legislative session

- **[HB 1960](#)** – Beckly: Relating to regulation of short-term rental units by municipalities; authorizing a civil penalty. (Referred to Urban Affairs 03/15/2021)
- **[HB 1961](#)** – Beckly: Relating to regulation of short-term rental units; authorizing a civil penalty; limiting the amount of a fee. (Referred to Urban Affairs 03/15/2021)
- **[HB 1819](#)** – Martinez: Relating to the powers of board members of certain emergency services districts. (Referred to County Affairs 3/11/2021)
- **[HB 1034](#)** – Goodwin, Viki: Relating to the authority of a county to adopt a fire or wildland-urban interface code. (Left pending in committee 3/16/2021)

***** TxFMA request any members who would like a 2021 session bill reviewed by committee and board send:**

- Bill Number
- Bill Title
- Bill Writer
- Support status from local jurisdictional leader/official
- Any other information available that will assist in review
- Email: TEXFMA@GMAIL.COM