(22) the maintenance or repair of a residential appliance by a residential appliance dealer or manufacturer or a person authorized by a residential appliance dealer or manufacturer using only components of the same type and ampacity as the original components; and

(23) the maintenance, alteration, or repair of a pool-related electrical device by, or pool-related electrical maintenance performed by, an employee of a municipality on a pool owned or operated by the municipality.

SECTION 3. Section 1305.162, Occupations Code, is amended by adding Subsection (d) to read as follows:

(d) In addition to the other requirements of this section, the department shall accept, develop, or contract for a residential appliance installer examination that tests an applicant’s knowledge of the materials and methods used in the installation of residential appliances and pool-related devices under this chapter and the National Electrical Code standards as adopted by the executive director.

SECTION 4. Not later than January 1, 2010, the Texas Commission of Licensing and Regulation shall adopt any rules necessary to implement the changes in law made by this Act.

SECTION 5. Section 1305.151, Occupations Code, applies only to a person who performs pool-related electrical maintenance, as defined by Section 1305.002, Occupations Code, as amended by this Act, or residential appliance installation that consists only of the connection or disconnection of a pool-related electrical device, as defined by Section 1305.002, Occupations Code, as amended by this Act, on or after March 1, 2010.

SECTION 6. (a) Except as provided by Subsection (b) of this section, this Act takes effect September 1, 2009.

(b) Section 1 of this Act takes effect March 1, 2010.

Passed by the House on May 8, 2009: Yeas 129, Nays 5, 2 present, not voting; passed by the Senate on May 27, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.

Effective September 1, 2009, except as provided by § 6(b).

CHAPTER 417

H.B. No. 1975

AN ACT relating to refund of excess unearned premiums by insurance premium finance companies.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 651.162(g), Insurance Code, is amended to read as follows:

(g) If the crediting of return premiums to the account of an insured results in a surplus over the amount due from the insured, the insurance premium finance company shall refund the excess to the insured. If the amount of the excess is less than $5 ($4), the insured is not entitled to a refund.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.

Passed by the House on March 31, 2009: Yeas 147, Nays 0, 2 present, not voting; passed by the Senate on May 21, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.