

By: Hodge

H.B. No. 1422

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the use of tobacco products and cigarettes on property
3 owned, used, or controlled by the Texas Department of Criminal
4 Justice.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Chapter 493, Government Code, is amended by
7 adding Section 493.026 to read as follows:

8 Sec. 493.026. TOBACCO PRODUCTS. (a) In this section:

9 (1) "Cigarette" has the meaning assigned by Section
10 154.001, Tax Code.

11 (2) "Tobacco product" has the meaning assigned by
12 Section 155.001, Tax Code.

13 (b) The board shall adopt a rule that permits the possession
14 and use of tobacco products and cigarettes by:

15 (1) employees of and persons in the custody of the
16 department; and

17 (2) visitors to property owned, used, or controlled by
18 the department.

19 (c) The rule must provide for the designation by the
20 executive director of approved areas in which persons in the
21 custody of the department are permitted to use tobacco products and
22 cigarettes.

23 SECTION 2. The Texas Board of Criminal Justice shall adopt
24 the rule described by Section 493.026, Government Code, as added by

1 this Act, no later than October 1, 2005.

2 SECTION 3. This Act takes effect September 1, 2005.