

By: Jackson

H.B. No. 2243

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the regulation of locksmiths and locksmith companies  
3 under the Private Security Act.

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

5 SECTION 1. Section 1702.1056, Occupations Code, is amended  
6 to read as follows:

7 Sec. 1702.1056. LOCKSMITH COMPANY. (a) A person acts as a  
8 locksmith company for the purposes of this chapter if the person  
9 sells, installs, services, or maintains mechanical security  
10 devices, including deadbolts and locks, and:

11 (1) advertises services offered by the company using  
12 the term "locksmith"; or

13 (2) includes the term "locksmith" in the company's  
14 name.

15 (b) This section does not apply to a hotel, as that term is  
16 defined by Section 156.001, Tax Code.

17 SECTION 2. Section 1702.2227, Occupations Code, is amended  
18 to read as follows:

19 Sec. 1702.2227. LOCKSMITH. (a) An individual acts as a  
20 locksmith for the purposes of this chapter if the person:

21 (1) sells, installs, services, or maintains  
22 mechanical security devices, including deadbolts and locks; or

23 (2) [~~and~~] advertises or offers services to the  
24 public or represents to the public that the person is a locksmith.

1       (b) This section does not apply to a hotel, as that term is  
2 defined by Section 156.001, Tax Code.

3       SECTION 3. Subchapter L, Chapter 1702, Occupations Code, is  
4 amended by adding Section 1702.286 to read as follows:

5       Sec. 1702.286. CUSTOMER AUTHORIZATION REQUIRED FOR CERTAIN  
6 LOCKSMITH SERVICES. (a) A locksmith company or locksmith may not  
7 perform services for a customer who seeks entry to a structure,  
8 motor vehicle, or other property unless the customer, in the course  
9 of the transaction:

10       (1) shows the locksmith company or locksmith a  
11 government-issued identification; and

12       (2) provides a signed authorization stating that the  
13 customer owns or is otherwise entitled to legal access to the  
14 structure, motor vehicle, or other property.

15       (b) A locksmith company or locksmith is exempt from  
16 Subsection (a) if the locksmith is requested to perform services in  
17 a case of imminent threat to a person or property.

18       SECTION 4. This Act takes effect September 1, 2005.