

By: Jackson

H.B. No. 2243

Substitute the following for H.B. No. 2243:

By: Jones of Lubbock

C.S.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 (1) sells, installs, services, or maintains
10 mechanical security devices, including deadbolts and locks; [~~7~~
11 ~~and.~~]

12 (2) [~~(1)~~] advertises services offered by the company
13 using the term "locksmith"; or

14 (3) [~~(2)~~] includes the term "locksmith" in the
15 company's name.

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

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

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

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

24 (2) [~~7~~ ~~and~~] advertises or offers services to the

1 public or represents to the public that the person is a locksmith.

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

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

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

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

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

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

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