

By: Driver

H.B. No. 2303

Substitute the following for H.B. No. 2303:

By: Jackson

C.S.H.B. No. 2303

A BILL TO BE ENTITLED

AN ACT

relating to the administration of the Private Security Act.

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

SECTION 1. Subchapter C, Chapter 1702, Occupations Code, is amended by adding Section 1702.047 to read as follows:

Sec. 1702.047. ADMINISTRATIVE STAFF. The department shall designate a department employee who shall report directly to the board. The employee designated under this section shall assist the board in the administration of the board's duties.

SECTION 2. Subchapter D, Chapter 1702, Occupations Code, is amended by adding Section 1702.0611 to read as follows:

Sec. 1702.0611. RULEMAKING PROCEDURES. (a) The board shall adopt rules under this chapter subject to the approval of the Public Safety Commission as provided by this section.

(b) Before adopting a rule under this chapter, the board must:

(1) determine the need for the proposed rule;

(2) work with persons who will be affected by the rule to ensure consideration of all relevant issues regarding the proposed rule;

(3) consult with an attorney in the department's regulatory licensing service to draft the rule and ensure that the proposed rule complies with statutory requirements regarding administrative rules; and

1           (4) submit the proposed rule to the department's  
2 general counsel, director, and chief accountant for consideration  
3 of the proposed rule's impact on the department and to ensure that  
4 the proposed rule is within the board's authority.

5           (c) On the completion of the required publication and  
6 comment periods under Chapter 2001, Government Code, the Public  
7 Safety Commission may return the proposed rule to the board if the  
8 commission identifies a problem with the rule that must be resolved  
9 before the rule is approved.

10           (d) On approval of the proposed rule by the Public Safety  
11 Commission, the board shall comply with the requirements of Chapter  
12 2001, Government Code, for final adoption of the rule.

13           SECTION 3. Section 1702.062(a), Occupations Code, is  
14 amended to read as follows:

15           (a) The commission by rule shall establish reasonable and  
16 necessary fees that produce sufficient revenue to administer this  
17 chapter. The fees may not produce unnecessary fund balances and may  
18 not exceed the following amounts:

19	Class A license	<u>\$350</u> [ <del>\$250</del> ] (original and renewal)
20	Class B license	<u>\$400</u> [ <del>\$300</del> ] (original and renewal)
21	Class C license	<u>\$540</u> [ <del>\$440</del> ] (original and renewal)
22	<u>Class D license</u>	<u>\$400</u> (original and renewal)
23	Reinstate suspended license	\$150
24	Assignment of license	\$150
25	Change name of license	\$ 75
26	Delinquency fee	_____
27	Branch office certificate and renewal	<u>\$300</u> [ <del>\$200</del> ]

1	Registration fee for private investigator, manager,	
2	branch office manager, <u>locksmith, electronic</u>	
3	<u>access control device installer</u> , and alarm	
4	systems installer	<u>\$ 30</u> [ <del>\$ 20</del> ] (original and renewal)
5	Registration fee for noncommissioned	
6	security officer	<u>\$ 30</u> [ <del>\$ 25</del> ] (original and renewal)
7	Registration fee for security salesperson	<u>\$ 30</u> [ <del>\$ 20</del> ]
8	Registration fee for alarm systems monitor	<u>\$ 30</u> [ <del>\$ 20</del> ]
9	Registration fee for dog trainer	<u>\$ 30</u> [ <del>\$ 20</del> ]
10	Registration fee for owner, officer,	
11	partner, or shareholder of a license holder	\$ 50
12	Registration fee for security consultant	<u>\$300</u> [ <del>\$ 55</del> ]
13	<u>Registration fee for employee of license holder</u>	<u>\$ 30</u>
14	Security officer commission fee	\$ 50 (original and renewal)
15	School instructor fee	\$100 (original and renewal)
16	School approval fee	<u>\$350</u> [ <del>\$250</del> ] (original and renewal)
17	Letter of authority fee for private business	
18	and political subdivision	<u>\$400</u> [ <del>\$300</del> ]
19	Letter of authority renewal fee for private	
20	business and political subdivision	\$225
21	<u>Letter of authority fee for commissioned officer,</u>	
22	<u>noncommissioned officer, or personal protection</u>	
23	<u>officer for political subdivision</u>	<u>\$ 10</u>
24	FBI fingerprint check	\$ 25
25	Duplicate pocket card	\$ 10
26	Employee information update fee	\$ 15
27	Burglar alarm sellers renewal fee	<u>\$ 30</u> [ <del>\$ 25</del> ]

