

By: Hodge

H.B. No. 285

A BILL TO BE ENTITLED

AN ACT

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

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

SECTION 1. Chapter 493, Government Code, is amended by adding Section 493.029 to read as follows:

Sec. 493.029. TOBACCO PRODUCTS. (a) In this section:

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

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

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

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

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

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

SECTION 2. The Texas Board of Criminal Justice shall adopt the rule described by Section 493.029, Government Code, as added by

1    this Act, not later than October 1, 2009.

2           SECTION 3.   This Act takes effect September 1, 2009.