

By: Harless

H.B. No. 405

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authority of an animal control officer to carry a
3 bite prevention stick in the performance of official duties.

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

5 SECTION 1. Section 46.15, Penal Code, is amended by adding
6 Subsection (g) to read as follows:

7 (g) The provisions of Sections 46.02 and 46.03 prohibiting
8 the possession or carrying of a club do not apply to an animal
9 control officer, as defined by Section 829.001, Health and Safety
10 Code, who possesses or carries an instrument used specifically for
11 detering the bite of an animal while the officer is in the
12 performance of official duties under the Health and Safety Code or
13 is traveling to or from a place of duty.

14 SECTION 2. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2009.