

By: King of Taylor

H.B. No. 4282

A BILL TO BE ENTITLED

1 AN ACT
2 relating to exemptions from the requirement to hold an
3 investigations company license.

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

5 SECTION 1. Section 1702.104, Occupations Code, is amended
6 by amending Subsection (a) and adding Subsection (c) to read as
7 follows:

8 (a) Except as provided by Subsection (c), a [A] person acts
9 as an investigations company for the purposes of this chapter if the
10 person:

11 (1) engages in the business of obtaining or
12 furnishing, or accepts employment to obtain or furnish, information
13 related to:

14 (A) crime or wrongs done or threatened against a
15 state or the United States;

16 (B) the identity, habits, business, occupation,
17 knowledge, efficiency, loyalty, movement, location, affiliations,
18 associations, transactions, acts, reputation, or character of a
19 person;

20 (C) the location, disposition, or recovery of
21 lost or stolen property; or

22 (D) the cause or responsibility for a fire,
23 libel, loss, accident, damage, or injury to a person or to property;

24 (2) engages in the business of securing, or accepts

1 employment to secure, evidence for use before a court, board,
2 officer, or investigating committee;

3 (3) engages in the business of securing, or accepts
4 employment to secure, the electronic tracking of the location of an
5 individual or motor vehicle other than for criminal justice
6 purposes by or on behalf of a governmental entity; or

7 (4) engages in the business of protecting, or accepts
8 employment to protect, an individual from bodily harm through the
9 use of a personal protection officer.

10 (c) A person does not act as an investigations company for
11 the purposes of this chapter if the person is an expert or
12 consultant who engages in examining documents or interpreting
13 information for use as evidence by a court, board, officer, or
14 investigating committee.

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