

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 23, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3433 by Fletcher (Relating to the regulation of certain private security companies and occupations; creating an offense.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Occupations Code and Health and Safety Code as they relate to the regulation of certain private security companies and occupations. The bill would authorize the Department of Public Safety to conduct legal compliance inspections of private security businesses regulated under Chapter 1702, Occupations Code, require an applicant or license holder to maintain insurance to cover all private security business activities of the applicant or license holder, and create an offense if a person lacks sufficient insurance to cover these business activities. The Department of State Health Services Medical Advisory Board is given the responsibility for determining whether an applicant for or holder of a commission as a security officer under Chapter 1702, Occupations Code, is capable of exercising sound judgment with respect to the proper use and storage of a hand gun.

It is assumed that implementing the provisions of the bill can be absorbed within the existing resources of the affected agencies. The bill takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If the bill does not receive the vote necessary for immediate effect, it takes effect September 1, 2013.

Local Government Impact

The bill creates a Class A misdemeanor. Costs associated with enforcement, prosecution, and confinement could likely be absorbed within existing resources. Revenue from fines imposed and collected is not anticipated to have a significant fiscal impact.

Source Agencies: 405 Department of Public Safety, 537 State Health Services, Department of

LBB Staff: UP, SD, AI, KNi, SZ, ESi, KKR, GDz