

By: Parker

H.B. No. 2899

A BILL TO BE ENTITLED

AN ACT

relating to restrictions on branch office licenses and employees under the Private Security Act.

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

SECTION 1. Subchapter F, Chapter 1702, Occupations Code, is amended by adding Sections 1702.1115 and 1702.1275 to read as follows:

Sec. 1702.1115. RESTRICTIONS ON BRANCH OFFICE LICENSE. A branch office license issued by the board is the property of the board. A license holder may not:

(1) advertise a branch office license as the private property of the license holder or any other business, including an employee leasing firm, a temporary help firm, or a franchise affiliated with the license holder; or

(2) sell or offer to sell a branch office license in a commercial transaction.

Sec. 1702.1275. RESTRICTIONS ON BRANCH OFFICE EMPLOYEES. An individual who holds a license, registration, endorsement, or commission issued under this chapter and who is employed at a branch office of a license holder is a bona fide employee of the license holder and may not perform, or offer to perform, a service or duty that the individual was hired to perform for the license holder and for which the individual holds the license, registration, endorsement, or commission as:

- 1           (1) an independent contractor; or  
2           (2) an employee of a contractor or franchise,  
3 regardless of whether the contractor or franchise is affiliated  
4 with the license holder.

5           SECTION 2. This Act takes effect September 1, 2015.