

Amend CSSB 616 (Senate committee printing) as follows:

(1) In ARTICLE 5 of the bill, in SECTION 5.029 of that article, in amended Section 1702.103(a), Occupations Code, strike amended Subdivisions (4), (5), (6), (7), and (8) of that subsection (page 17, lines 33 through 39) and substitute the following:

(4) Class F: level III training school license;

(5) Class O: alarm level I training school license;

(6) Class P: private business letter of authority license; and

(7) Class X: government letter of authority license~~+~~
~~and~~

~~[(8) Class T: telematics license].~~

(2) In ARTICLE 5 of the bill, in SECTION 5.030 of that article, in amended Section 1702.110(a)(5), Occupations Code (page 18, line 4), strike "~~[, and of the applicant's manager]~~" and substitute ", and of the applicant's manager".

(3) In ARTICLE 5 of the bill, in SECTION 5.033 of that article, in amended Section 1702.113(a), Occupations Code (page 18, lines 52 and 53), strike "~~[or the applicant's manager]~~" and substitute "or the applicant's manager".

(4) In ARTICLE 5 of the bill, in SECTION 5.034 of that article, in amended Section 1702.114, Occupations Code, strike Subsection (a) of that section (page 19, lines 4 through 10) and substitute the following:

(a) An applicant for a company license to engage in the business of an investigations company or the applicant's manager must have, before the date of the application, three consecutive years' experience in the investigative field as an employee, manager, or owner of an investigations company or satisfy other requirements set by the commission ~~[board]~~.

(5) In ARTICLE 5 of the bill, in SECTION 5.035 of that article, in amended Section 1702.115, Occupations Code, strike Subsection (a) of that section (page 19, lines 19 through 25) and substitute the following:

(a) An applicant for a company license to engage in the business of a security services contractor or the applicant's manager must have, before the date of the application, two

consecutive years' experience in each security services field for which the person applies as an employee, manager, or owner of a security services contractor or satisfy other requirements set by the commission [~~board~~].

(6) In ARTICLE 5 of the bill, in SECTION 5.036 of that article, in amended Section 1702.117(a), Occupations Code (page 19, line 36), strike "[~~or the applicant's manager~~]" and substitute "or the applicant's manager".

(7) In ARTICLE 5 of the bill, in SECTION 5.036 of that article, in amended Section 1702.117(b), Occupations Code (page 19, line 41), strike "[~~or the applicant's manager~~]" and substitute "or the applicant's manager".

(8) In ARTICLE 5 of the bill, add the following appropriately numbered SECTIONS to the article:

SECTION 5.____. Section 1702.119, Occupations Code, is amended to read as follows:

Sec. 1702.119. MANAGER REQUIRED. (a) A company license holder's business shall be operated under the direction and control of one manager. A company license holder may not apply to designate more than one individual to serve as manager of the company license holder's business.

(b) An individual may not act as a manager until the individual has:

(1) demonstrated the individual's qualifications by passing the written examination required by Section 1702.117(a); and

(2) made a satisfactory showing to the department that the individual:

(A) satisfies the requirements of Section 1702.113 and meets all qualification and experience requirements set by rule for a manager of the type of company for which the individual is applying; and

(B) has not engaged in conduct regarding a violation or conviction that is grounds for disciplinary action under Section 1702.361(b) [~~or 1702.3615(a)~~].

(c) If a manager lacks the experience to qualify to manage each category of service included in a company license or

application, the company license holder must designate a supervisor qualified under Subsection (b) who is responsible for each service for which the manager is not qualified.

SECTION 5.____. Section 1702.120, Occupations Code, is amended to read as follows:

Sec. 1702.120. FALSE APPLICATION OF MANAGER. (a) An individual may not:

(1) serve as manager of an investigations company, guard company, alarm systems company, armored car company, or courier company[~~, or guard dog company~~]; and

(2) fail to maintain that supervisory position on a daily basis for that company.

(b) An individual may not apply to the department [~~board~~] to serve as manager of an investigations company, guard company, alarm systems company, armored car company, or courier company[~~, or guard dog company~~] without the intent to maintain that supervisory position on a daily basis for that company.

SECTION 5.____. Section 1702.121(a), Occupations Code, is amended to read as follows:

(a) A company license holder shall notify the department [~~board~~] in writing not later than the 14th day after the date a manager ceases to be manager of the company license holder's business. The company license remains in effect for a reasonable period after notice is given as provided by [~~board~~] rule pending the department's [~~board's~~] determination of the qualification of another manager under this subchapter.

(9) In ARTICLE 5 of the bill, in SECTION 5.047 of that article, in amended Section 1702.130(a), Occupations Code (page 22, line 39), strike "[~~manager,~~]" and substitute "manager,".

(10) In ARTICLE 5 of the bill, in SECTION 5.049 of that article, in amended Section 1702.132, Occupations Code, strike Subsection (a) of that section (page 22, lines 56 through 62) and substitute the following:

(a) A written report submitted to a company license holder's employer or client may only be submitted by the company license holder or manager or a person authorized by a company license holder or manager. The person submitting the report shall exercise

diligence in determining whether the information in the report is correct.

(11) In ARTICLE 5 of the bill, in SECTION 5.049 of that article, in amended Section 1702.132(b), Occupations Code (page 22, line 64), strike "~~manager,~~" and substitute "manager,".

(12) In ARTICLE 5 of the bill, in SECTION 5.050 of that article, in amended Section 1702.133(a), Occupations Code (page 23, line 2), strike "or partner~~[, or manager]~~" and substitute "partner, or manager".

(13) In ARTICLE 5 of the bill, in SECTION 5.050 of that article, in amended Section 1702.133(b), Occupations Code (page 23, lines 7 and 8), strike "or partner~~[, or manager]~~" and substitute "partner, or manager".

(14) In ARTICLE 5 of the bill, strike SECTIONS 5.062 and 5.063 (page 25, lines 14 through 37).

(15) In ARTICLE 5 of the bill, add the following appropriately numbered SECTION to that article:

SECTION 5.____. Section 1702.183, Occupations Code, is amended to read as follows:

Sec. 1702.183. APPLICATION FOR LETTER OF AUTHORITY. A security department of a private business or of a political subdivision that applies for a security officer commission for an individual employed by the security department must submit an application to the department ~~[board]~~ for a letter of authority on a form provided by the department ~~[board]~~.

(16) In ARTICLE 5 of the bill, in SECTION 5.071 of that article, in amended Section 1702.221(b)(1), Occupations Code (page 26 of the bill), strike lines 59 through 64 and substitute the following:

- ~~[(H)]~~ a manager or branch office manager;
- (H) ~~[(I)]~~ a noncommissioned security officer;
- (I) ~~[(J)]~~ a level 4 personal protection instructor;
- (J) ~~[(K)]~~ a private investigator;
- (K) ~~[(L)]~~ ~~a private security consultant,~~
- ~~[(M)]~~ a security salesperson; or
- (L) ~~[(N)]~~ an individual whose duties include

performing another activity for which an individual license [~~endorsement~~] is required under Subsection (e); or

(17) In ARTICLE 5 of the bill, in SECTION 5.081 of that article, in the heading to amended Section 1702.239, Occupations Code (page 29, line 63), strike "[~~AND SECURITY SALESPERSON~~]" and substitute "AND SECURITY SALESPERSON".

(18) In ARTICLE 5 of the bill, in SECTION 5.081 of that article, in amended Section 1702.239(a), Occupations Code (page 29, line 65), strike "[~~or security salesperson~~]" and substitute "or security salesperson".

(19) In ARTICLE 5 of the bill, in SECTION 5.081 of that article, in amended Section 1702.239(d), Occupations Code (page 30, line 23), strike "[~~or a security salesperson~~]" and substitute "or a security salesperson".

(20) In ARTICLE 5 of the bill, in SECTION 5.097 of that article, in amended Section 1702.331(b), Occupations Code, strike Subdivisions (2)-(5) of that subsection (page 34, lines 29 through 37) and substitute the following:

(2) an alarm systems installer who installs, maintains, or repairs only personal emergency response systems;

(3) a manager or branch office manager of an alarm systems company described by Subdivision (1);

(4) a security salesperson who is employed by an alarm systems company described by Subdivision (1) to sell services offered by the company; and

(5) an owner [~~, officer, partner, or shareholder~~] of an alarm systems company described by Subdivision (1).

(21) In ARTICLE 5 of the bill, in SECTION 5.099 of that article, in amended Section 1702.361(b)(1), Occupations Code (page 34, line 67), strike "[~~manager or~~]" and substitute "manager or".

(22) In ARTICLE 5 of the bill, in SECTION 5.099 of that article, in amended Section 1702.361(b)(1)(E), Occupations Code (page 35, line 15), following the semicolon, strike "or".

(23) In ARTICLE 5 of the bill, in SECTION 5.099 of that article, in amended Section 1702.361(b)(1), Occupations Code, strike amended Paragraph (G) of that subdivision (page 35, lines 26 through 28) and substitute the following:

(G) failed to qualify a new manager within the time required by [~~board~~] rule following the termination of a manager; or

(24) In ARTICLE 5 of the bill, add the following appropriately numbered SECTION to the article:

SECTION 5.____. Section 1702.362, Occupations Code, is amended to read as follows:

Sec. 1702.362. FAILURE TO FILE REQUIRED NOTICE. The commission [~~board~~] may suspend or revoke a license if the company license holder fails to notify the department [~~board~~] as required by Section 1702.121 that a manager has ceased to be the manager of the company license holder.

(25) In ARTICLE 5 of the bill, in SECTION 5.113(b) of that article, strike Subdivisions (7), (26), (27), (28), (29), (31), and (37) (page 39, line 56, and page 40, lines 6, 7, 8, 9, 11, and 17) and renumber the subdivisions of that subsection accordingly.

(26) In ARTICLE 5 of the bill, in SECTION 5.116(2) of that article (page 41, lines 7 and 8), strike "security salesperson, private security consultant," and substitute "private security consultant".

(27) Renumber the SECTIONS of ARTICLE 5 accordingly.