

By: Johnson

S.B. No. 2018

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the licensing and regulation of company representatives
3 for certain private security license holders; requiring an
4 occupational license.

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

6 SECTION 1. Section 1702.002, Occupations Code, is amended
7 by amending Subdivision (5-c) and adding Subdivision (5-d) to read
8 as follows:

9 (5-c) "Company representative" means an individual
10 who is responsible for a company license holder's compliance with
11 this chapter.

12 (5-d) "Department" means the Department of Public
13 Safety of the State of Texas.

14 SECTION 2. Subchapter F, Chapter 1702, Occupations Code, is
15 amended by adding Sections 1702.1155 and 1702.126 to read as
16 follows:

17 Sec. 1702.1155. COMPANY REPRESENTATIVE LICENSE. (a) An
18 individual may not act as a company representative for a company
19 license holder unless the individual is licensed under this section
20 as a company representative.

21 (b) An application for a company representative license
22 under this section must be in the form prescribed by the department
23 and include:

24 (1) the full name and business address of the

1 applicant; and

2 (2) a statement as to whether the applicant:

3 (A) is additionally applying for or holds a
4 company license; or

5 (B) is applying for the company representative
6 license to serve as the company representative for a company
7 license holder that is not the applicant.

8 (c) An applicant is eligible for a company representative
9 license if the applicant has passed the licensing examination under
10 Section 1702.117. The applicant is not required to meet any
11 experience requirement for a company license under this subchapter.

12 Sec. 1702.126. DESIGNATION OF COMPANY REPRESENTATIVE. (a)
13 A company license holder shall:

14 (1) if the company license holder is an individual who
15 also holds a company representative license, designate that
16 individual as the company representative for the company license
17 holder; or

18 (2) if the company license holder does not hold a
19 company representative license, designate a company representative
20 license holder as the company representative for the company
21 license holder.

22 (b) A company representative designated under Subsection
23 (a)(2) is not required to be:

24 (1) an officer who oversees the security-related
25 aspects of the company license holder's business;

26 (2) a partner or shareholder of the company license
27 holder; or

1 (3) an owner of a specified percentage of the company
2 license holder's business.

3 SECTION 3. (a) The Public Safety Commission shall adopt
4 rules necessary to implement the changes in law made by this Act not
5 later than December 1, 2021. A person is not required to obtain a
6 license under Section 1702.1155, Occupations Code, as added by this
7 Act, to act as a company representative before January 1, 2022.

8 (b) Not later than January 1, 2022, a company license holder
9 shall designate a company representative in accordance with Section
10 1702.126, Occupations Code, as added by this Act.

11 SECTION 4. This Act takes effect September 1, 2021.