By:  Troxclair H.B. No. 4098

A BILL TO BE ENTITLED

AN ACT

relating to investigations and security provided by former members of the special forces.

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

SECTION 1.  Sections 1702.101 and 1702.102, Occupation Code, are amended to read as follows:

Sec. 1702.101.  INVESTIGATIONS COMPANY LICENSE REQUIRED. (a) Unless the person holds a license as an investigations company, a person may not:

(1)  act as an investigations company;

(2)  offer to perform the services of an investigations company; or

(3)  engage in business activity for which a license is required under this chapter.

(b)  Subsection (a) does not apply to a person who has served in the special forces as defined by Section 1701.315(a), and is conducting counter human-trafficking operations.

Sec. 1702.102.  SECURITY SERVICES CONTRACTOR LICENSE REQUIRED; SCOPE OF LICENSE. (a) Unless the person holds a license as a security services contractor, a person may not:

(1)  act as an alarm systems company, armored car company, courier company, guard company, or locksmith company;

(2)  offer to perform the services of a company in Subdivision (1); or

(3)  engage in business activity for which a license is required under this chapter.

(b)  A person licensed only as a security services contractor may not conduct an investigation other than an investigation incidental to the loss, misappropriation, or concealment of property that the person has been engaged to protect.

(c)  Subsection (a) does not apply to a person who has served in the special forces as defined by Section 1701.315(a), and is conducting counter human-trafficking operations.

SECTION 2.  Section 46.15, Penal Code, is amended by adding Subsection 46.15(a)(11) to read as follows:

(11)  a person who has served in the special forces as defined by Section 1701.315(a), Occupations Code, and is conducting counter human-trafficking operations.

SECTION 3.  This Act takes effect on September 1, 2023.