

By: Raymond

H.B. No. 4023

A BILL TO BE ENTITLED

AN ACT

relating to the exemption of certain reserve peace officers from regulation as private security personnel.

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

SECTION 1. Section 1702.322, Occupations Code, is amended to read as follows:

Sec 1702.322. LAW ENFORCEMENT PERSONNEL. This chapter does not apply to:

(1) a person who has full-time employment as a peace officer and who receives compensation for private employment on an individual or an independent contractor basis as a patrolman, guard, extra job coordinator, or watchman if the officer:

(A) is employed in an employee-employer relationship or employed on an individual contractual basis:

(i) directly by the recipient of the services; or

(ii) by a company licensed under this chapter;

(B) is not in the employ of another peace officer;

(C) is not a reserve peace officer; and

(D) works as a peace officer on the average of at least 32 hours a week, is compensated by the state or a political subdivision of the state at least at the minimum wage, and is

1 entitled to all employee benefits offered to a peace officer by the
2 state or political subdivision;

3 (2) a reserve peace officer while the reserve officer
4 is performing guard, patrolman, extra job coordinator, or watchman
5 duties for any person or a state agency or political subdivision [~~a~~
6 ~~county~~] and is being compensated [~~solely~~] by that person or agency
7 or subdivision [~~county~~]; and

8 (A) the chief administrator of the agency
9 granting the reserve status approves; and

10 (B) the duties are performed in a county with a
11 population of at least 250,000 and no greater than 650,000 and
12 located on an international border;

13 (3) a peace officer acting in an official capacity in
14 responding to a burglar alarm or detection device; or

15 (4) a person engaged in the business of electronic
16 monitoring of an individual as a condition of that individual's
17 community supervision, parole, mandatory supervision, or release
18 on bail, if the person does not perform any other service that
19 requires a license under this chapter.

20 SECTION 2. This Act takes effect September 1, 2025.