

1-1 By: Uresti S.B. No. 772  
 1-2 (In the Senate - Filed February 7, 2017; February 22, 2017,  
 1-3 read first time and referred to Committee on Criminal Justice;  
 1-4 April 20, 2017, reported favorably by the following vote: Yeas 7,  
 1-5 Nays 0; April 20, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9			X	
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the authority of a code enforcement officer when  
 1-20 performing official duties to possess or carry an instrument used  
 1-21 for deterring the bite of an animal.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 46.15, Penal Code, is amended by adding  
 1-24 Subsection (h) to read as follows:

1-25 (h) The provisions of Sections 46.02 and 46.03 prohibiting  
 1-26 the possession or carrying of a club do not apply to a code  
 1-27 enforcement officer who:

1-28 (1) holds a certificate of registration issued under  
 1-29 Chapter 1952, Occupations Code; and

1-30 (2) possesses or carries an instrument used  
 1-31 specifically for deterring the bite of an animal while the officer  
 1-32 is:

1-33 (A) performing official duties; or

1-34 (B) traveling to or from a place of duty.

1-35 SECTION 2. Section 1952.051, Occupations Code, as effective  
 1-36 September 1, 2017, is amended by adding Subsection (c) to read as  
 1-37 follows:

1-38 (c) The education requirements adopted under Subsection (b)  
 1-39 must include education regarding the principles and procedures to  
 1-40 be followed when possessing or carrying an instrument used  
 1-41 specifically for deterring the bite of an animal.

1-42 SECTION 3. Section 1952.1051, Occupations Code, as  
 1-43 effective September 1, 2017, is amended to read as follows:

1-44 Sec. 1952.1051. CONTINUING EDUCATION. The commission by  
 1-45 rule shall prescribe continuing education requirements for code  
 1-46 enforcement officers and code enforcement officers in training  
 1-47 that:

1-48 (1) establish the number of hours of continuing  
 1-49 education required for renewal of a certificate of registration;

1-50 (2) establish an approved curriculum that includes  
 1-51 material regarding changes in applicable law and the principles and  
 1-52 procedures to be followed when possessing or carrying an instrument  
 1-53 used specifically for deterring the bite of an animal; and

1-54 (3) provide that the approved curriculum may be taught  
 1-55 by suitable public agencies and by private entities approved by the  
 1-56 department.

1-57 SECTION 4. This Act takes effect September 1, 2017.

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