

1-1 By: Cortez (Senate Sponsor - Menéndez) H.B. No. 2584
1-2 (In the Senate - Received from the House May 8, 2019;
1-3 May 10, 2019, read first time and referred to Committee on Criminal
1-4 Justice; May 17, 2019, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 6, Nays 0;
1-6 May 17, 2019, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Whitmire	X		
1-10	Huffman	X		
1-11	Buckingham	X		
1-12	Flores	X		
1-13	Hughes		X	
1-14	Miles	X		
1-15	Perry	X		

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 2584 By: Whitmire

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

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

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 an animal bite while the officer is:

1-32 (A) performing official duties; or

1-33 (B) traveling to or from a place of duty.

1-34 SECTION 2. Section 1952.051, Occupations Code, is amended
1-35 by adding Subsection (c) to read as follows:

1-36 (c) The education requirements adopted under Subsection (b)
1-37 must include education regarding the principles and procedures to
1-38 be followed when possessing or carrying an instrument used
1-39 specifically for deterring an animal bite.

1-40 SECTION 3. Section 1952.1051, Occupations Code, is amended
1-41 to read as follows:

1-42 Sec. 1952.1051. CONTINUING EDUCATION. The commission by
1-43 rule shall prescribe continuing education requirements for code
1-44 enforcement officers and code enforcement officers in training
1-45 that:

1-46 (1) establish the number of hours of continuing
1-47 education required for renewal of a certificate of registration;

1-48 (2) establish an approved curriculum that includes
1-49 material regarding changes in applicable law and the principles and
1-50 procedures to be followed when possessing or carrying an instrument
1-51 used specifically for deterring an animal bite; and

1-52 (3) provide that the approved curriculum may be taught
1-53 by suitable public agencies and by private entities approved by the
1-54 department.

1-55 SECTION 4. (a) As soon as practicable after the effective
1-56 date of this Act, the Texas Commission of Licensing and Regulation
1-57 shall adopt the rules necessary to implement Sections 1952.051 and
1-58 1952.1051, Occupations Code, as amended by this Act.

1-59 (b) A code enforcement officer shall complete the education
1-60 requirements described by Section 1952.051(c), Occupations Code,

2-1 as added by this Act, before the officer may possess or carry an
2-2 instrument used specifically for deterring an animal bite as
2-3 provided by Section [46.15](#)(h), Penal Code, as added by this Act.
2-4 SECTION 5. This Act takes effect September 1, 2019.

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