

## **BILL ANALYSIS**

Senate Research Center  
80R7350 MSE-F

S.B. 949  
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Business & Commerce  
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As Filed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Under a nuisance abatement plan, a city requires a business property owner to implement a variety of crime reduction actions, such as installing security cameras, security gates, or hiring onsite personnel to patrol the property. Currently, there is no law prohibiting the city from requiring a business property owner to contract with particular security services, in particular, off-duty peace officers, in implementing a nuisance abatement plan. The business property owner may be prosecuted by the city for violation of the public nuisance statute, Chapter 125 (Common and Public Nuisances), Civil Practice & Remedies Code, if the business property owner fails to comply with the city's plan.

As proposed, S.B. 949 authorizes a private business owner to contract with either a licensed security service or an off-duty peace officer when satisfying the requirements set forth in the nuisance abatement plan.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to any state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Subchapter H, Chapter 1702, Occupations Code, by adding Section 1702.184, as follows:

Sec. 1702.184. PROVISION OF SECURITY SERVICES BY PRIVATE BUSINESS.

(a) Authorizes a private business to provide security services to buildings and grounds located on the private business's property.

(b) Prohibits a private business providing security under this section from being prohibited from contracting with a commissioned security officer or a security services contractor to provide the security service or required to contract with a peace officer to provide the security services.

SECTION 2. Effective date: upon passage or September 1, 2007.