AN ACT

relating to the liability of a landowner for an act or omission of a
firefighter or peace officer on the property of the landowner.

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

SECTION 1. Chapter 75, Civil Practice and Remedies Code, is
amended by adding Section 75.006 to read as follows:

Sec. 75.006. LIABILITY LIMITED FOR ACTIONS OF FIREFIGHTER
OR PEACE OFFICER. (a) In this section:

(1) "Firefighter" means a member of a fire department
who performs a function listed in Section 419.021(3)(C), Government
Code.

(2) "Livestock" has the meaning assigned by Section
1.003, Agriculture Code.

(3) "Peace officer" has the meaning assigned by
Section 1.07, Penal Code, or other state or federal law.

(b) A landowner is not liable for damages arising from an
incident or accident caused by livestock of the landowner due to an
act or omission of a firefighter or a peace officer who has entered
the landowner's property with or without the permission of the
landowner, regardless of whether the damage occurs on the
landowner's property.

SECTION 2. The change in law made by this Act applies only
to an act or omission of a firefighter or peace officer that occurs
on or after the effective date of this Act. An act or omission of a
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firefighter or peace officer that occurred before the effective
date of this Act is covered by the law in effect when the act or
omission occurred, and the former law is continued in effect for
that purpose.

SECTION 3. This Act takes effect September 1, 2009.

David Dewhurst
President of the Senate

Jim Steinman
Speaker of the House

I hereby certify that S.B. No. 1153 passed the Senate on
April 30, 2009, by the following vote: Yeas 31, Nays 0.

Paulette Anklam
Secretary of the Senate

I hereby certify that S.B. No. 1153 passed the House on
May 27, 2009, by the following vote: Yeas 148, Nays 0, one
present not voting.

Robert Haney
Chief Clerk of the House

Approved:

19 JUN '09

Rick Perry
Governor