

By: Oliverson

H.B. No. 4372

A BILL TO BE ENTITLED

AN ACT

relating to the commissioning of peace officers by certain private schools.

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

SECTION 1. Subchapter C, Chapter 37, Education Code, is amended by adding Section 37.0818 to read as follows:

Sec. 37.0818. PRIVATE SCHOOL PEACE OFFICERS. (a) This section applies only to a private school that has an enrollment of at least 1,500 students.

(b) The governing body of a private school to which this section applies may commission peace officers to enforce state and local law on a campus of the school.

(c) A peace officer commissioned by a private school under this section must meet all minimum standards for peace officers established by the Texas Commission on Law Enforcement.

SECTION 2. Article 2.12, Code of Criminal Procedure, is amended to read as follows:

Art. 2.12. WHO ARE PEACE OFFICERS. The following are peace officers:

(1) sheriffs, their deputies, and those reserve deputies who hold a permanent peace officer license issued under Chapter 1701, Occupations Code;

(2) constables, deputy constables, and those reserve deputy constables who hold a permanent peace officer license issued

1 under Chapter 1701, Occupations Code;

2 (3) marshals or police officers of an incorporated
3 city, town, or village, and those reserve municipal police officers
4 who hold a permanent peace officer license issued under Chapter
5 1701, Occupations Code;

6 (4) rangers, officers, and members of the reserve
7 officer corps commissioned by the Public Safety Commission and the
8 Director of the Department of Public Safety;

9 (5) investigators of the district attorneys', criminal
10 district attorneys', and county attorneys' offices;

11 (6) law enforcement agents of the Texas Alcoholic
12 Beverage Commission;

13 (7) each member of an arson investigating unit
14 commissioned by a city, a county, or the state;

15 (8) officers commissioned under Section 37.081 or
16 37.0818, Education Code, or Subchapter E, Chapter 51, Education
17 Code;

18 (9) officers commissioned by the General Services
19 Commission;

20 (10) law enforcement officers commissioned by the
21 Parks and Wildlife Commission;

22 (11) officers commissioned under Chapter 23,
23 Transportation Code;

24 (12) municipal park and recreational patrolmen and
25 security officers;

26 (13) security officers and investigators commissioned
27 as peace officers by the comptroller;

1 (14) officers commissioned by a water control and
2 improvement district under Section 49.216, Water Code;

3 (15) officers commissioned by a board of trustees
4 under Chapter 54, Transportation Code;

5 (16) investigators commissioned by the Texas Medical
6 Board;

7 (17) officers commissioned by:

8 (A) the board of managers of the Dallas County
9 Hospital District, the Tarrant County Hospital District, the Bexar
10 County Hospital District, or the El Paso County Hospital District
11 under Section 281.057, Health and Safety Code;

12 (B) the board of directors of the Ector County
13 Hospital District under Section 1024.117, Special District Local
14 Laws Code;

15 (C) the board of directors of the Midland County
16 Hospital District of Midland County, Texas, under Section 1061.121,
17 Special District Local Laws Code; and

18 (D) the board of hospital managers of the Lubbock
19 County Hospital District of Lubbock County, Texas, under Section
20 1053.113, Special District Local Laws Code;

21 (18) county park rangers commissioned under
22 Subchapter E, Chapter 351, Local Government Code;

23 (19) investigators employed by the Texas Racing
24 Commission;

25 (20) officers commissioned under Chapter 554,
26 Occupations Code;

27 (21) officers commissioned by the governing body of a

1 metropolitan rapid transit authority under Section 451.108,
2 Transportation Code, or by a regional transportation authority
3 under Section 452.110, Transportation Code;

4 (22) investigators commissioned by the attorney
5 general under Section 402.009, Government Code;

6 (23) security officers and investigators commissioned
7 as peace officers under Chapter 466, Government Code;

8 (24) officers appointed by an appellate court under
9 Subchapter F, Chapter 53, Government Code;

10 (25) officers commissioned by the state fire marshal
11 under Chapter 417, Government Code;

12 (26) an investigator commissioned by the commissioner
13 of insurance under Section 701.104, Insurance Code;

14 (27) apprehension specialists and inspectors general
15 commissioned by the Texas Juvenile Justice Department as officers
16 under Sections 242.102 and 243.052, Human Resources Code;

17 (28) officers appointed by the inspector general of
18 the Texas Department of Criminal Justice under Section 493.019,
19 Government Code;

20 (29) investigators commissioned by the Texas
21 Commission on Law Enforcement under Section 1701.160, Occupations
22 Code;

23 (30) commission investigators commissioned by the
24 Texas Private Security Board under Section 1702.061, Occupations
25 Code;

26 (31) the fire marshal and any officers, inspectors, or
27 investigators commissioned by an emergency services district under

1 Chapter 775, Health and Safety Code;

2 (32) officers commissioned by the State Board of
3 Dental Examiners under Section 254.013, Occupations Code, subject
4 to the limitations imposed by that section;

5 (33) investigators commissioned by the Texas Juvenile
6 Justice Department as officers under Section 221.011, Human
7 Resources Code; and

8 (34) the fire marshal and any related officers,
9 inspectors, or investigators commissioned by a county under
10 Subchapter B, Chapter 352, Local Government Code.

11 SECTION 3. This Act takes effect September 1, 2023.