

By: Miles, West

S.B. No. 182

A BILL TO BE ENTITLED

AN ACT

relating to the required report of criminal offenses committed against individuals receiving certain state agency services; creating a criminal offense.

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

SECTION 1. Subchapter C, Chapter 40, Human Resources Code, is amended by adding Section 40.082 to read as follows:

Sec. 40.082. REPORT OF CRIMINAL CONDUCT; PENALTY. (a) Each employee of the department or of a department contractor who becomes aware of conduct constituting a criminal offense engaged in by another employee of the department or by a department contractor against a person receiving services from the department or a department contractor shall report the conduct to the Department of Public Safety.

(b) A person commits an offense if the person is required to make a report under Subsection (a) and knowingly fails to make the report.

(c) An offense under Subsection (b) is a Class A misdemeanor, except that the offense is a state jail felony if it is shown on the trial of the offense that the actor intended to hinder an investigation of or conceal the criminal conduct described by Subsection (a).

SECTION 2. Chapter 203, Human Resources Code, is amended by adding Section 203.020 to read as follows:

1 Sec. 203.020. REPORT OF CRIMINAL CONDUCT; PENALTY. (a)

2 Each employee of the department or of a department contractor who
3 becomes aware of conduct constituting a criminal offense engaged in
4 by another employee of the department or by a department contractor
5 against a person receiving services from the department or a
6 department contractor shall report the conduct to the Department of
7 Public Safety.

8 (b) A person commits an offense if the person is required to
9 make a report under Subsection (a) and knowingly fails to make the
10 report.

11 (c) An offense under Subsection (b) is a Class A
12 misdemeanor, except that the offense is a state jail felony if it is
13 shown on the trial of the offense that the actor intended to hinder
14 an investigation of or conceal the criminal conduct described by
15 Subsection (a).

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