

By: Ellis

H.B. No. 178

A BILL TO BE ENTITLED

1 AN ACT

2 relating to immunity for certain governmental employees for an act
3 or omission committed while supervising an inmate or offender
4 program or activity.

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

6 SECTION 1. Article 42.20(c), Code of Criminal Procedure, is
7 amended to read as follows:

8 (c) This article applies to:

9 (1) a director or employee of a community supervision
10 and corrections department or a community corrections facility;

11 (2) a sheriff or employee of a sheriff's department;

12 (3) a county judge, county attorney, county
13 commissioner, or county employee;

14 (4) a district judge, district attorney, or criminal
15 district attorney;

16 (5) [~~4~~] an officer or employee of a state agency; or

17 (6) [~~5~~] an officer or employee of a political
18 subdivision other than a county.

19 SECTION 2. Section 8(g), Article 42.03, Code of Criminal
20 Procedure, as redesignated and amended by Section 1, Chapter 201,
21 Acts of the 73rd Legislature, Regular Session, 1993, is repealed.

22 SECTION 3. (a) This Act takes effect September 1, 2003.

23 (b) The change in the law made by this Act applies only to
24 immunity from liability for an act or omission committed on or after

1 the effective date of this Act. An act or omission committed before
2 the effective date of this Act is covered by the law in effect at the
3 time the act or omission was committed, and the former law is
4 continued in effect for that purpose.