

By: West

S.B. No. 568

A BILL TO BE ENTITLED

AN ACT

1
2 relating to security officers for medical corporations in certain
3 municipalities.

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

5 SECTION 1. Section 51.214, Education Code, is amended to
6 read as follows:

7 Sec. 51.214. SECURITY OFFICERS FOR MEDICAL CORPORATIONS IN
8 CERTAIN MUNICIPALITIES. (a) In any municipality with a population
9 of 1.18 million or more, the governing board of a private, nonprofit
10 medical corporation that provides security services for an
11 institution of higher education or a private postsecondary
12 educational institution and other entities located within the same
13 medical complex, or that provides security services for a branch of
14 that medical complex, may employ and commission security personnel
15 to enforce the law of this state within the jurisdiction designated
16 by Subsection (c) [at the medical complex and its branches].

17 (b) An officer commissioned under this section may make
18 arrests and has all the powers, privileges, and immunities of a
19 peace officer while [~~on the property under the control and~~
20 ~~jurisdiction of the medical corporation or while otherwise]~~
21 performing the officer's [~~his~~] assigned duties within the
22 jurisdiction designated by Subsection (c). An officer assigned to
23 duty and commissioned shall take and file the oath required of peace
24 officers and shall execute and file a good and sufficient bond in

1 the sum of \$1,000, payable to the governor, with two or more good
2 and sufficient sureties, conditioned that the officer [~~he~~] will
3 fairly, impartially, and faithfully perform the duties required of
4 the officer [~~him~~] by law. The bond may be sued on from time to time
5 in the name of the person injured until the whole amount is
6 recovered.

7 (c) The jurisdiction of an officer commissioned under this
8 section is limited to:

9 (1) property owned, leased, managed, or controlled by
10 the medical corporation; and

11 (2) a perimeter area that extends not farther than one
12 mile from property owned, leased, managed, or controlled by the
13 medical corporation, including public streets or alleys.

14 (d) An officer commissioned by a medical corporation under
15 this section is not entitled to compensation or benefits provided
16 by this state or a political subdivision of this state.

17 (e) The state or a political subdivision of this state is
18 not liable for an act or omission of an officer commissioned under
19 this section during the performance of the officer's assigned
20 duties.

21 (f) A medical corporation may not commission a person under
22 this section unless the person obtains a peace officer license
23 issued by the Commission on Law Enforcement Officer Standards and
24 Education. The medical corporation shall pay to the Commission on
25 Law Enforcement Officer Standards and Education on behalf of an
26 employee any fees that are necessary to obtain a required license.

27 (g) A person's commission and any authority to act as an

1 officer under this section are automatically revoked if the
2 person's employment with a medical corporation is terminated for
3 any reason.

4 SECTION 2. (a) This Act takes effect September 1, 2003.

5 (b) A person commissioned before the effective date of this
6 Act by a private nonprofit medical corporation under Section
7 51.214, Education Code, must obtain a peace officer license issued
8 by the Commission on Law Enforcement Officer Standards and
9 Education not later than September 1, 2004. If that person does not
10 obtain the license by that date, the person's commission and any
11 authority to act as an officer under Section 51.214, Education
12 Code, as amended by this Act, are automatically revoked.