

By: Whitmire

S.B. No. 840

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to authority of certain peace officers to make arrests  
3 outside their jurisdictions.

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

5 SECTION 1. Subsection (g), Article 14.03, Code of Criminal  
6 Procedure, is amended to read as follows:

7 (g)(1) A peace officer listed in Subdivision (4), Article  
8 2.12, may arrest a person who anywhere in this state commits an  
9 offense within the officer's presence or view, including an offense  
10 under Subtitle C, Title 7, Transportation Code.

11 (2) A peace officer listed in Subdivision (1), (2),  
12 (3), [~~(4)~~], or (5), Article 2.12, who is licensed under Chapter 1701  
13 [~~415~~], Occupations [~~Government~~] Code, and is outside of the  
14 officer's jurisdiction may arrest without a warrant a person who  
15 anywhere in this state commits an [~~any~~] offense within the  
16 officer's presence or view, except that an officer described by  
17 this subdivision who is outside the officer's jurisdiction may  
18 arrest a person for a violation of Subtitle C, Title 7,  
19 Transportation Code, only if the offense is committed in a county or  
20 counties in which the political subdivision employing the peace  
21 officer is located [~~officer is listed in Subdivision (4), Article~~  
22 ~~2.12~~].

23 (3) A peace officer making an arrest under this  
24 subsection shall as soon as practicable after making the arrest

1 notify a law enforcement agency having jurisdiction where the  
2 arrest was made. The law enforcement agency shall then take custody  
3 of the person committing the offense and take the person before a  
4 magistrate in compliance with Article 14.06.

5 SECTION 2. This Act takes effect September 1, 2003.