

By: Hughes

H.B. No. 2813

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authority of investigators of the Texas Commission
3 on Law Enforcement Officer Standards and Education.

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

5 SECTION 1. Chapter 2, Article 2.12, Code of Criminal
6 Procedure, is amended to read as follows:

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

9 (1) sheriffs, their deputies, and those reserve deputies
10 who hold a permanent peace officer license issued under Chapter
11 1701, Occupations Code;

12 (2) constables, deputy constables, and those reserve deputy
13 constables who hold a permanent peace officer license issued under
14 Chapter 1701, Occupations Code;

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

19 (4) rangers and officers commissioned by the Public Safety
20 Commission and the Director of the Department of Public Safety;

21 (5) investigators of the district attorneys', criminal
22 district attorneys', and county attorneys' offices;

23 (6) law enforcement agents of the Texas Alcoholic Beverage
24 Commission;

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

3 (8) officers commissioned under Section 37.081, Education
4 Code, or Subchapter E, Chapter 51, Education Code;

5 (9) officers commissioned by the General Services
6 Commission;

7 (10) law enforcement officers commissioned by the Parks and
8 Wildlife Commission;

9 (11) airport police officers commissioned by a city with a
10 population of more than 1.18 million that operates an airport that
11 serves commercial air carriers;

12 (12) airport security personnel commissioned as peace
13 officers by the governing body of any political subdivision of this
14 state, other than a city described by Subdivision (11), that
15 operates an airport that serves commercial air carriers;

16 (13) municipal park and recreational patrolmen and security
17 officers;

18 (14) security officers and investigators commissioned as
19 peace officers by the comptroller;

20 (15) officers commissioned by a water control and
21 improvement district under Section 49.216, Water Code;

22 (16) officers commissioned by a board of trustees under
23 Chapter 54, Transportation Code;

24 (17) investigators commissioned by the Texas State Board of
25 Medical Examiners;

26 (18) officers commissioned by the board of managers of the
27 Dallas County Hospital District, the Tarrant County Hospital

1 District, or the Bexar County Hospital District under Section
2 281.057, Health and Safety Code;

3 (19) county park rangers commissioned under Subchapter E,
4 Chapter 351, Local Government Code;

5 (20) investigators employed by the Texas Racing Commission;

6 (21) officers commissioned under Chapter 554, Occupations
7 Code;

8 (22) officers commissioned by the governing body of a
9 metropolitan rapid transit authority under Section 451.108,
10 Transportation Code, or by a regional transportation authority
11 under Section 452.110, Transportation Code;

12 (23) investigators commissioned by the attorney general
13 under Section 402.009, Government Code;

14 (24) security officers and investigators commissioned as
15 peace officers under Chapter 466, Government Code;

16 (25) an officer employed by the Texas Department of Health
17 under Section 431.2471, Health and Safety Code;

18 (26) officers appointed by an appellate court under
19 Subchapter F, Chapter 53, Government Code;

20 (27) officers commissioned by the state fire marshal under
21 Chapter 417, Government Code;

22 (28) an investigator commissioned by the commissioner of
23 insurance under Article 1.10D, Insurance Code;

24 (29) apprehension specialists commissioned by the Texas
25 Youth Commission as officers under Section 61.0931, Human Resources
26 Code;

27 (30) officers appointed by the executive director of the

1 Texas Department of Criminal Justice under Section 493.019,
2 Government Code;

3 (31) investigators commissioned by the Commission on Law
4 Enforcement Officer Standards and Education ~~under Section~~
5 ~~1701.160, Occupations Code;~~

6 (32) commission investigators commissioned by the Texas
7 Commission on Private Security under Section 1702.061(f),
8 Occupations Code;

9 (33) the fire marshal and any officers, inspectors, or
10 investigators commissioned by an emergency services district under
11 Chapter 775, Health and Safety Code; and

12 (34) officers commissioned by the State Board of Dental
13 Examiners under Section 254.013, Occupations Code, subject to the
14 limitations imposed by that section.

15 SECTION 2. Title 10, Chapter 1701, Section 1701.160,
16 Occupations Code, is amended as follows:

17 Sec. 1701.160. AUTHORITY TO COMMISSION INVESTIGATORS AS
18 PEACE OFFICERS. The commission may commission certified peace
19 officers as investigators employed by the commission. ~~for the~~
20 ~~limited purpose of assisting the commission in administering this~~
21 ~~chapter.~~

22 SECTION 3. This Act takes effect September 1, 2007.