

By: Anchia

H.B. No. 3442

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the law enforcement integrity unit in the office of the attorney general.

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

SECTION 1. Subchapter B, Chapter 402, Government Code, is amended by adding Section 402.031 to read as follows:

Sec. 402.031. LAW ENFORCEMENT INTEGRITY UNIT. (a) In this section, "law enforcement corruption" means a violation of state or federal criminal law committed in this state by:

(1) an individual elected, appointed, or employed to serve as a peace officer for a governmental entity of this state under Article 2.12, Code of Criminal Procedure; or

(2) a federal law enforcement officer performing duties in this state.

(b) A law enforcement integrity unit is created within the office of the attorney general to assist in the enforcement of laws relating to law enforcement corruption. The unit shall:

(1) assist district attorneys and county attorneys in the investigation and prosecution of law enforcement corruption;

(2) assist state agencies with the investigation of complaints and administrative enforcement actions for law enforcement corruption, including the assessment of an administrative penalty or other administrative sanction;

(3) assist the United States Department of Justice or

1 any other appropriate federal department or agency in the
2 investigation and prosecution of law enforcement corruption;

3 (4) assist federal agencies with the investigation of
4 complaints and administrative enforcement actions for law
5 enforcement corruption, including the assessment of an
6 administrative penalty or other administrative sanction; and

7 (5) serve as a clearinghouse for information relating
8 to the investigation and prosecution of law enforcement corruption
9 in this state.

10 (c) To the extent allowed by law, a state agency or local law
11 enforcement agency shall cooperate with the law enforcement
12 integrity unit by providing information requested by the unit as
13 necessary to carry out the purposes of this section. Information
14 disclosed under this subsection is confidential and not subject to
15 disclosure under Chapter 552.

16 SECTION 2. Not later than December 1, 2007, the attorney
17 general shall establish the law enforcement integrity unit under
18 Section 402.031, Government Code, as added by this Act.

19 SECTION 3. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2007.