

SENATE AMENDMENTS

2nd Printing

By: Latham

H.B. No. 3613

A BILL TO BE ENTITLED

AN ACT

1
2 relating to identification cards issued to peace officers, reserve
3 law enforcement officers, and honorably retired peace officers by a
4 law enforcement agency or other governmental entity.

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

6 SECTION 1. Chapter 614, Government Code, is amended by
7 adding Subchapter H to read as follows:

8 SUBCHAPTER H. PEACE OFFICER IDENTIFICATION CARDS

9 Sec. 614.121. DEFINITIONS. (a) In this subchapter:

10 (1) "Full-time peace officer" means a person elected,
11 employed, or appointed as a peace officer under Article 2.12, Code
12 of Criminal Procedure, or other law, who:

13 (A) works as a peace officer on average at least
14 32 hours per week, exclusive of paid vacation; and

15 (B) is compensated by this state or a political
16 subdivision of this state at least at the federal minimum wage and
17 is entitled to all employee benefits offered to a peace officer by
18 the state or political subdivision.

19 (2) "Honorably retired peace officer" means a former
20 peace officer who:

21 (A) previously served but is not currently
22 serving as an elected, appointed, or employed peace officer under
23 Article 2.12, Code of Criminal Procedure, or other law;

24 (B) did not retire in lieu of any disciplinary

1 action;

2 (C) was eligible to retire from a law enforcement
3 agency in this state or was ineligible to retire only as a result of
4 an injury received in the course of the officer's employment with
5 the agency; and

6 (D) is eligible to receive a pension or annuity
7 for service as a law enforcement officer in this state or is
8 ineligible to receive a pension or annuity only because the law
9 enforcement agency that employed the officer does not offer a
10 pension or annuity to its employees.

11 (3) "Part-time peace officer" means a person elected,
12 employed, or appointed as a peace officer under Article 2.12, Code
13 of Criminal Procedure, or other law, who:

14 (A) works as a peace officer on average less than
15 32 hours per week, exclusive of paid vacation; and

16 (B) is compensated by this state or a political
17 subdivision of this state at least at the federal minimum wage and
18 is entitled to all employee benefits offered to a peace officer by
19 the state or political subdivision.

20 (4) "Reserve law enforcement officer" has the meaning
21 assigned by Section 1701.001, Occupations Code.

22 Sec. 614.122. PEACE OFFICERS. (a) The law enforcement
23 agency or other governmental entity that appoints or employs a
24 peace officer shall issue an identification card to its full-time
25 or part-time peace officers.

26 (b) The identification card must include:

27 (1) the full name of the peace officer;

1 (2) a photograph of the peace officer consistent with
2 the peace officer's appearance;

3 (3) the name of the law enforcement agency or other
4 governmental entity that appointed or employs the peace officer or
5 that the peace officer was elected to serve;

6 (4) if applicable, the signature of the person
7 appointing or employing the person as a peace officer on behalf of
8 the law enforcement agency or other governmental entity;

9 (5) a brief description of the peace officer,
10 including the peace officer's height, weight, and eye color;

11 (6) the thumbprint of the peace officer;

12 (7) the date the law enforcement agency or other
13 governmental entity appointed or employed the peace officer;

14 (8) the date the law enforcement agency or other
15 governmental entity issued the card to the peace officer; and

16 (9) a phone number operational 24 hours a day, seven
17 days a week that a person may call to verify the validity of the
18 identification card.

19 (c) On the identification card, the law enforcement agency
20 or other governmental entity that issues the card shall print:

21 (1) "State of Texas" and the state seal; and

22 (2) "This identification card certifies that (insert
23 name of peace officer) is commissioned by (insert name of law
24 enforcement agency or other governmental entity that appoints or
25 employs the peace officer) as a (insert "full-time peace officer"
26 or "part-time peace officer")."

27 (d) The head of a law enforcement agency or other

1 governmental entity that appoints or employs a peace officer shall
2 recover the identification card at the time of the peace officer's
3 resignation or termination.

4 Sec. 614.123. RESERVE LAW ENFORCEMENT OFFICER. (a) The law
5 enforcement agency or other governmental entity that appoints or
6 employs a reserve law enforcement officer shall issue an
7 identification card to its reserve law enforcement officers.

8 (b) The identification card must include:

9 (1) the full name of the reserve law enforcement
10 officer;

11 (2) a photograph of the reserve law enforcement
12 officer consistent with the reserve law enforcement officer's
13 appearance;

14 (3) the name of the law enforcement agency or other
15 governmental entity that appointed or employs the reserve law
16 enforcement officer;

17 (4) if applicable, the signature of the person
18 appointing or employing the person as a reserve law enforcement
19 officer on behalf of the law enforcement agency or other
20 governmental entity;

21 (5) a brief description of the reserve law enforcement
22 officer, including the reserve law enforcement officer's height,
23 weight, and eye color;

24 (6) the thumbprint of the reserve law enforcement
25 officer;

26 (7) the date the law enforcement agency or other
27 governmental entity appointed or employed the reserve law

1 enforcement officer;

2 (8) the date the law enforcement agency or other
3 governmental entity issued the card to the reserve law enforcement
4 officer; and

5 (9) a phone number operational 24 hours a day, seven
6 days a week that a person may call to verify the validity of the
7 identification card.

8 (c) On the identification card, the law enforcement agency
9 or other governmental entity that issues the card shall print:

10 (1) "State of Texas" and the state seal; and

11 (2) "This identification card certifies that (insert
12 name of reserve law enforcement officer) is commissioned by (insert
13 name of law enforcement agency or other governmental entity that
14 appoints or employs the reserve law enforcement officer) as a
15 reserve law enforcement officer."

16 (d) The head of a law enforcement agency or other
17 governmental entity that appoints or employs a reserve law
18 enforcement officer shall recover the identification card at the
19 time of the reserve law enforcement officer's resignation or
20 termination.

21 Sec. 614.124. HONORABLY RETIRED PEACE OFFICER. (a) The law
22 enforcement agency or other governmental entity that was the last
23 entity to appoint or employ an honorably retired peace officer as a
24 peace officer may issue an identification card to its honorably
25 retired peace officers.

26 (b) The identification card must include:

27 (1) the full name of the honorably retired peace

1 officer;

2 (2) a photograph of the honorably retired peace
3 officer consistent with the honorably retired peace officer's
4 appearance;

5 (3) the name of the law enforcement agency or other
6 governmental entity that issued the card to the honorably retired
7 peace officer;

8 (4) if applicable, the signature of the person
9 authorizing the issuance of the card on behalf of the law
10 enforcement agency or other governmental entity to the honorably
11 retired peace officer;

12 (5) a brief description of the honorably retired peace
13 officer, including the honorably retired peace officer's height,
14 weight, and eye color;

15 (6) the thumbprint of the honorably retired peace
16 officer;

17 (7) the date the honorably retired peace officer last
18 served as a peace officer for the law enforcement agency or other
19 governmental entity;

20 (8) the date the law enforcement agency or other
21 governmental entity issued the card to the honorably retired peace
22 officer; and

23 (9) a phone number operational 24 hours a day, seven
24 days a week that a person may call to verify the validity of the
25 identification card.

26 (c) On the identification card, the law enforcement agency
27 or other governmental entity that issues the card shall print:

1 (1) "State of Texas" and the state seal; and

2 (2) "This identification card certifies that (insert
3 name of honorably retired peace officer) is an honorably retired
4 peace officer of (insert name of law enforcement agency or other
5 governmental entity that last appointed or employed the honorably
6 retired peace officer)."

7 (d) The head of a law enforcement agency or other
8 governmental entity that issued the identification card shall
9 recover the identification card on the date the identification card
10 expires.

11 Sec. 614.125. EXPIRATION DATE. An identification card
12 issued under this subchapter expires on a date specified by the law
13 enforcement agency or other governmental entity issuing the card.

14 Sec. 614.126. TAMPER-PROOF CARDS. An identification card
15 issued under this subchapter must be, to the extent practicable,
16 tamper-proof.

17 Sec. 614.127. LOST OR STOLEN CARDS. If an identification
18 card issued under this subchapter is lost or stolen, the law
19 enforcement agency or other governmental entity issuing the card
20 may:

21 (1) require a peace officer, reserve law enforcement
22 officer, or honorably retired peace officer to submit an affidavit
23 executed by the peace officer, reserve law enforcement officer, or
24 honorably retired peace officer to the law enforcement agency or
25 other governmental entity issuing the card stating that the
26 identification card was lost or stolen; and

27 (2) issue a duplicate identification card to the peace

1 officer, reserve law enforcement officer, or honorably retired
2 peace officer.

3 SECTION 2. Each law enforcement agency or other
4 governmental entity required to issue identification cards under
5 Subchapter H, Chapter 614, Government Code, as added by this Act,
6 shall issue the cards not later than January 1, 2008.

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

ADOPTED

MAY 22 2007

Atty Gen
Secretary of the Senate

By: Deuell

H.B. No. 3613

Substitute the following for H.B. No. 3613:

By: *John Whitman*

C.S.H.B. No. 3613

A BILL TO BE ENTITLED

AN ACT

relating to identification cards issued to peace officers, reserve law enforcement officers, honorably retired peace officers, and port pilots by certain governmental entities.

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

SECTION 1. Chapter 614, Government Code, is amended by adding Subchapter H to read as follows:

SUBCHAPTER H. PEACE OFFICER IDENTIFICATION CARDS

Sec. 614.121. DEFINITIONS. In this subchapter:

(1) "Full-time peace officer" means a person elected, employed, or appointed as a peace officer under Article 2.12, Code of Criminal Procedure, or other law, who:

(A) works as a peace officer on average at least 32 hours per week, exclusive of paid vacation; and

(B) is compensated by this state or a political subdivision of this state at least at the federal minimum wage and is entitled to all employee benefits offered to a peace officer by the state or political subdivision.

(2) "Honorably retired peace officer" means a former peace officer who:

(A) previously served but is not currently serving as an elected, appointed, or employed peace officer under Article 2.12, Code of Criminal Procedure, or other law;

(B) did not retire in lieu of any disciplinary

1 action;

2 (C) was eligible to retire from a law enforcement
3 agency in this state or was ineligible to retire only as a result of
4 an injury received in the course of the officer's employment with
5 the agency; and

6 (D) is eligible to receive a pension or annuity
7 for service as a law enforcement officer in this state or is
8 ineligible to receive a pension or annuity only because the law
9 enforcement agency that employed the officer does not offer a
10 pension or annuity to its employees.

11 (3) "Part-time peace officer" means a person elected,
12 employed, or appointed as a peace officer under Article 2.12, Code
13 of Criminal Procedure, or other law, who:

14 (A) works as a peace officer on average less than
15 32 hours per week, exclusive of paid vacation; and

16 (B) is compensated by this state or a political
17 subdivision of this state at least at the federal minimum wage and
18 is entitled to all employee benefits offered to a peace officer by
19 the state or political subdivision.

20 (4) "Reserve law enforcement officer" has the meaning
21 assigned by Section 1701.001, Occupations Code.

22 Sec. 614.122. PEACE OFFICERS. (a) The law enforcement
23 agency or other governmental entity that appoints or employs a
24 peace officer shall issue an identification card to its full-time
25 or part-time peace officers.

26 (b) The identification card must include:

27 (1) the full name of the peace officer;

1 (2) a photograph of the peace officer consistent with
2 the peace officer's appearance;

3 (3) the name of the law enforcement agency or other
4 governmental entity that appointed or employs the peace officer or
5 that the peace officer was elected to serve;

6 (4) if applicable, the signature of the person
7 appointing or employing the person as a peace officer on behalf of
8 the law enforcement agency or other governmental entity;

9 (5) a brief description of the peace officer,
10 including the peace officer's height, weight, and eye color;

11 (6) the thumbprint of the peace officer or a bar code
12 with a unique identification label for the peace officer;

13 (7) the date the law enforcement agency or other
14 governmental entity appointed or employed the peace officer;

15 (8) the date the law enforcement agency or other
16 governmental entity issued the card to the peace officer; and

17 (9) a phone number operational 24 hours a day, seven
18 days a week that a person may call to verify the validity of the
19 identification card.

20 (c) On the identification card, the law enforcement agency
21 or other governmental entity that issues the card shall print:

22 (1) "State of Texas" and the state seal; and

23 (2) "This identification card certifies that (insert
24 name of peace officer) is commissioned by (insert name of law
25 enforcement agency or other governmental entity that appoints or
26 employs the peace officer) as a (insert "full-time peace officer"
27 or "part-time peace officer")."

1 (d) The head of a law enforcement agency or other
2 governmental entity that appoints or employs a peace officer shall
3 recover the identification card at the time of the peace officer's
4 resignation or termination.

5 Sec. 614.123. RESERVE LAW ENFORCEMENT OFFICER. (a) The law
6 enforcement agency or other governmental entity that appoints or
7 employs a reserve law enforcement officer shall issue an
8 identification card to its reserve law enforcement officers.

9 (b) The identification card must include:

10 (1) the full name of the reserve law enforcement
11 officer;

12 (2) a photograph of the reserve law enforcement
13 officer consistent with the reserve law enforcement officer's
14 appearance;

15 (3) the name of the law enforcement agency or other
16 governmental entity that appointed or employs the reserve law
17 enforcement officer;

18 (4) if applicable, the signature of the person
19 appointing or employing the person as a reserve law enforcement
20 officer on behalf of the law enforcement agency or other
21 governmental entity;

22 (5) a brief description of the reserve law enforcement
23 officer, including the reserve law enforcement officer's height,
24 weight, and eye color;

25 (6) the thumbprint of the reserve law enforcement
26 officer or a bar code with a unique identification label for the
27 reserve law enforcement officer;

1 (7) the date the law enforcement agency or other
2 governmental entity appointed or employed the reserve law
3 enforcement officer;

4 (8) the date the law enforcement agency or other
5 governmental entity issued the card to the reserve law enforcement
6 officer; and

7 (9) a phone number operational 24 hours a day, seven
8 days a week that a person may call to verify the validity of the
9 identification card.

10 (c) On the identification card, the law enforcement agency
11 or other governmental entity that issues the card shall print:

12 (1) "State of Texas" and the state seal; and

13 (2) "This identification card certifies that (insert
14 name of reserve law enforcement officer) is commissioned by (insert
15 name of law enforcement agency or other governmental entity that
16 appoints or employs the reserve law enforcement officer) as a
17 reserve law enforcement officer."

18 (d) The head of a law enforcement agency or other
19 governmental entity that appoints or employs a reserve law
20 enforcement officer shall recover the identification card at the
21 time of the reserve law enforcement officer's resignation or
22 termination.

23 Sec. 614.124. HONORABLY RETIRED PEACE OFFICER. (a) The law
24 enforcement agency or other governmental entity that was the last
25 entity to appoint or employ an honorably retired peace officer as a
26 peace officer may issue an identification card to its honorably
27 retired peace officers.

1 (b) The identification card must include:

2 (1) the full name of the honorably retired peace
3 officer;

4 (2) a photograph of the honorably retired peace
5 officer consistent with the honorably retired peace officer's
6 appearance;

7 (3) the name of the law enforcement agency or other
8 governmental entity that issued the card to the honorably retired
9 peace officer;

10 (4) if applicable, the signature of the person
11 authorizing the issuance of the card on behalf of the law
12 enforcement agency or other governmental entity to the honorably
13 retired peace officer;

14 (5) a brief description of the honorably retired peace
15 officer, including the honorably retired peace officer's height,
16 weight, and eye color;

17 (6) the thumbprint of the honorably retired peace
18 officer or a bar code with a unique identification label for the
19 honorably retired peace officer;

20 (7) the date the honorably retired peace officer last
21 served as a peace officer for the law enforcement agency or other
22 governmental entity;

23 (8) the date the law enforcement agency or other
24 governmental entity issued the card to the honorably retired peace
25 officer; and

26 (9) a phone number operational 24 hours a day, seven
27 days a week that a person may call to verify the validity of the

1 identification card.

2 (c) On the identification card, the law enforcement agency
3 or other governmental entity that issues the card shall print:

4 (1) "State of Texas" and the state seal; and

5 (2) "This identification card certifies that (insert
6 name of honorably retired peace officer) is an honorably retired
7 peace officer of (insert name of law enforcement agency or other
8 governmental entity that last appointed or employed the honorably
9 retired peace officer)."

10 (d) The head of a law enforcement agency or other
11 governmental entity that issued the identification card shall
12 recover the identification card on the date the identification card
13 expires.

14 Sec. 614.125. EXPIRATION DATE. An identification card
15 issued under this subchapter expires on a date specified by the law
16 enforcement agency or other governmental entity issuing the card.

17 Sec. 614.126. TAMPER-PROOF CARDS. An identification card
18 issued under this subchapter must be, to the extent practicable,
19 tamper-proof.

20 Sec. 614.127. LOST OR STOLEN CARDS. If an identification
21 card issued under this subchapter is lost or stolen, the law
22 enforcement agency or other governmental entity issuing the card
23 may:

24 (1) require a peace officer, reserve law enforcement
25 officer, or honorably retired peace officer to submit an affidavit
26 executed by the peace officer, reserve law enforcement officer, or
27 honorably retired peace officer to the law enforcement agency or

1 other governmental entity issuing the card stating that the
2 identification card was lost or stolen; and

3 (2) issue a duplicate identification card to the peace
4 officer, reserve law enforcement officer, or honorably retired
5 peace officer.

6 SECTION 2. Chapter 62, Transportation Code, is amended by
7 adding Subchapter E to read as follows:

8 SUBCHAPTER E. IDENTIFICATION CARDS

9 Sec. 62.101. PILOT IDENTIFICATION CARD. (a) The pilot
10 board of a navigation district may issue an identification card to
11 its branch and deputy pilots.

12 (b) The identification card must include:

13 (1) the full name of the pilot;

14 (2) a photograph of the pilot consistent with the
15 pilot's appearance;

16 (3) the name of the pilot board of the navigation
17 district that appointed the pilot;

18 (4) if applicable, the signature of the person
19 appointing the person as a pilot on behalf of the pilot board of the
20 navigation district;

21 (5) a brief description of the pilot, including the
22 pilot's height, weight, and eye color;

23 (6) the thumbprint of the pilot or a bar code with a
24 unique identification label for the pilot;

25 (7) the date the pilot board of the navigation
26 district appointed the pilot;

27 (8) the date the pilot board of the navigation

1 district issued the card to the pilot; and

2 (9) a phone number operational 24 hours a day, seven
3 days a week that a person may call to verify the validity of the
4 identification card.

5 (c) On the identification card, the pilot board of the
6 navigation district that issues the card shall print:

7 (1) "State of Texas" and the state seal; and

8 (2) "This identification card certifies that (insert
9 name of pilot) is appointed by (insert name of pilot board of the
10 navigation district that appoints the pilot) as a (insert "branch
11 pilot" or "deputy pilot")."

12 (d) The head of a pilot board of the navigation district
13 that appoints a pilot shall recover the identification card at the
14 time of the pilot's suspension or dismissal.

15 Sec. 62.102. EXPIRATION DATE. An identification card
16 issued under this subchapter expires on a date specified by the
17 pilot board of the navigation district issuing the card.

18 Sec. 62.103. TAMPER-PROOF CARDS. An identification card
19 issued under this subchapter must be, to the extent practicable,
20 tamper-proof.

21 Sec. 62.104. LOST OR STOLEN CARDS. If an identification
22 card issued under this subchapter is lost or stolen, the pilot board
23 of the navigation district issuing the card may:

24 (1) require a pilot to submit an affidavit executed by
25 the pilot to the pilot board of the navigation district issuing the
26 card stating that the identification card was lost or stolen; and

27 (2) issue a duplicate identification card to the

1 pilot.

2 SECTION 3. (a) Except as provided by Subsection (b) of this
3 section, each law enforcement agency or other governmental entity
4 required to issue identification cards under Subchapter H, Chapter
5 614, Government Code, as added by this Act, shall issue the cards
6 not later than January 1, 2008.

7 (b) Each law enforcement agency that appoints or employs in
8 the aggregate at least 1,000 full-time or part-time peace officers
9 and reserve law enforcement officers shall issue the cards not
10 later than January 1, 2010.

11 SECTION 4. This Act takes effect September 1, 2007.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

May 19, 2007

TO: Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3613 by Latham (Relating to identification cards issued to peace officers, reserve law enforcement officers, honorably retired peace officers, and port pilots by certain governmental entities.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would add Subchapter H to Chapter 614, Government Code, to require a law enforcement agency or other governmental entity that appoints or employs a peace officer or reserve peace officer to issue an identification card to its full-time and part-time peace officers and reserve officers. The agency or entity would also be authorized to issue an identification card to an honorably retired peace officer if the entity was the last to employ the officer. The bill stipulates what information must be included on the ID card, that there must be an expiration date, and that the cards must be tamper-proof. The bill also includes procedures for if an ID card is lost or stolen.

Each law enforcement agency or other governmental entity required to issue an identification card must issue the cards by not later than January 1, 2008, except an agency or entity that employs in the aggregate at least 1,000 full-time or part-time peace officers and reserve officers shall issue cards by not later than January 1, 2010.

The bill would also amend the Transportation Code to authorize a navigation district to issue an identification card to its branch and deputy pilots. The bill stipulates what information must be included on the ID card, that there must be an expiration date, and that the cards must be tamper-proof. The bill also includes procedures for if an ID card is lost or stolen.

The bill would take effect September 1, 2007.

The Department of Public Safety reports that the agency already issues identification cards, but uses a different format and information than required in the bill; however, the agency anticipates implementation can be accomplished within existing resources.

Local Government Impact

The fiscal impact would vary by entity, depending on the number of peace officers employed or retired from the agency.

The Houston Police Department, with approximately 4,900 active and 6,900 retired officers, estimates additional costs of \$72,235 for supplies for issuing new identification cards and \$156,751 in costs of having officers take time from normal duties to have their photos and thumbprints taken, for a total cost of \$228,986 each card cycle.

The Abilene Police Department would have to replace 180 ID cards, at a cost of \$2,340. The department already has an electronic card printing system and would only have to modify their card template, purchase equipment to take electronic thumbprints, and re-issue cards.

The Travis County Sheriff's Office reports that the costs would be insignificant; however, the agency

is in the process of phasing in a new ID for sworn staff and would incur additional expenses to redesign their system and cards.

Source Agencies: 405 Department of Public Safety

LBB Staff: JOB, ES, DB

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

May 17, 2007

TO: Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3613 by Latham (Relating to identification cards issued to peace officers, reserve law enforcement officers, and honorably retired peace officers by a law enforcement agency or other governmental entity.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would add Subchapter H to Chapter 614, Government Code, to require a law enforcement agency or other governmental entity that appoints or employs a peace officer or reserve peace officer to issue an identification card to its full-time and part-time peace officers and reserve officers. The agency or entity would also be authorized to issue an identification card to an honorably retired peace officer if the entity was the last to employ the officer. The bill stipulates what information must be included on the ID card, that there must be an expiration date, and that the cards must be tamper-proof. The bill also includes procedures for if an ID card is lost or stolen.

Each law enforcement agency or other governmental entity required to issue an identification card must issue the cards by not later than January 1, 2008. The bill would take effect September 1, 2007.

The Department of Public Safety reports that the agency already issues identification cards, but uses a different format and information than required in the bill; however, the agency anticipates implementation can be accomplished within existing resources.

Local Government Impact

The fiscal impact would vary by entity, depending on the number of peace officers employed or retired from the agency.

The Houston Police Department, with approximately 4,900 active and 6,900 retired officers, estimates additional costs of \$72,235 for supplies for issuing new identification cards and \$156,751 in costs of having officers take time from normal duties to have their photos and thumbprints taken, for a total cost of \$228,986 each card cycle.

The Abilene Police Department would have to replace 180 ID cards, at a cost of \$2,340. The department already has an electronic card printing system and would only have to modify their card template, purchase equipment to take electronic thumbprints, and re-issue cards.

The Travis County Sheriff's Office reports that the costs would be insignificant; however, the agency is in the process of phasing in a new ID for sworn staff and would incur additional expenses to redesign their system and cards.

Source Agencies: 405 Department of Public Safety

LBB Staff: JOB, ES, DB

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

April 15, 2007

TO: Honorable Joe Driver, Chair, House Committee on Law Enforcement

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3613 by Latham (Relating to identification cards issued to peace officers, reserve law enforcement officers, and honorably retired peace officers by a law enforcement agency or other governmental entity.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would add Subchapter H to Chapter 614, Government Code, to require a law enforcement agency or other governmental entity that appoints or employs a peace officer or reserve peace officer to issue an identification card to its full-time and part-time peace officers and reserve officers. The agency or entity would also be authorized to issue an identification card to an honorably retired peace officer if the entity was the last to employ the officer. The bill stipulates what information must be included on the ID card, that there must be an expiration date, and that the cards must be tamper-proof. The bill also includes procedures for if an ID card is lost or stolen.

Each law enforcement agency or other governmental entity required to issue an identification card must issue the cards by not later than January 1, 2008. The bill would take effect September 1, 2007.

The Department of Public Safety reports that the agency already issues identification cards, but uses a different format and information than required in the bill; however, the agency anticipates implementation can be accomplished within existing resources.

Local Government Impact

The fiscal impact would vary by entity, depending on the number of peace officers employed or retired from the agency.

The Houston Police Department, with approximately 4,900 active and 6,900 retired officers, estimates additional costs of \$72,235 for supplies for issuing new identification cards and \$156,751 in costs of having officers take time from normal duties to have their photos and thumbprints taken, for a total cost of \$228,986 each card cycle.

The Abilene Police Department would have to replace 180 ID cards, at a cost of \$2,340. The department already has an electronic card printing system and would only have to modify their card template, purchase equipment to take electronic thumbprints, and re-issue cards.

The Travis County Sheriff's Office reports that the costs would be insignificant; however, the agency is in the process of phasing in a new ID for sworn staff and would incur additional expenses to redesign their system and cards.

Source Agencies: 405 Department of Public Safety

LBB Staff: JOB, ES, DB

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

CRIMINAL JUSTICE IMPACT STATEMENT

80TH LEGISLATIVE REGULAR SESSION

May 19, 2007

TO: Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3613 by Latham (Relating to identification cards issued to peace officers, reserve law enforcement officers, honorably retired peace officers, and port pilots by certain governmental entities.), **Committee Report 2nd House, Substituted**

No significant impact on the programs and workload of state corrections agencies or on the demand for resources and services of those agencies is anticipated from any provisions of this bill that authorize or require a change in the sanctions applicable to adults convicted of felony crimes.

Source Agencies:

LBB Staff: JOB, TM

LEGISLATIVE BUDGET BOARD

Austin, Texas

CRIMINAL JUSTICE IMPACT STATEMENT

80TH LEGISLATIVE REGULAR SESSION

May 17, 2007

TO: Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3613 by Latham (Relating to identification cards issued to peace officers, reserve law enforcement officers, and honorably retired peace officers by a law enforcement agency or other governmental entity.), **As Engrossed**

No significant impact on the programs and workload of state corrections agencies or on the demand for resources and services of those agencies is anticipated from any provisions of this bill that authorize or require a change in the sanctions applicable to adults convicted of felony crimes.

Source Agencies:

LBB Staff: JOB, TM

