

By: Bonnen

H.B. No. 819

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to granting limited state law enforcement authority to  
3 commissioned law enforcement officers of the United States Fish and  
4 Wildlife Service.

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

6 SECTION 1. Article 2.122, Code of Criminal Procedure, is  
7 amended by adding Subsection (h) to read as follows:

8 (h) A commissioned law enforcement officer of the United  
9 States Fish and Wildlife Service is not a peace officer under the  
10 laws of this state, except that the officer has the powers of  
11 arrest, search, and seizure as to any offense under the laws of this  
12 state committed within the boundaries of the National Wildlife  
13 Refuge System. In this subsection, "National Wildlife Refuge  
14 System" has the meaning assigned by 16 U.S.C. Section 668dd.

15 SECTION 2. This Act takes effect immediately if it receives  
16 a vote of two-thirds of all the members elected to each house, as  
17 provided by Section 39, Article III, Texas Constitution. If this  
18 Act does not receive the vote necessary for immediate effect, this  
19 Act takes effect September 1, 2009.