

By: King of Parker, Garza, Sheffield,
Anderson of McLennan, Laubenberg

H.B. No. 812

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the definition of peace officer for purposes of
3 intercepting or collecting information in relation to certain
4 communications in an investigation of criminal conduct.

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

6 SECTION 1. Section 1(2), Article 18.21, Code of Criminal
7 Procedure, is amended to read as follows:

8 (2) "Authorized peace officer" means:

9 (A) a sheriff or a sheriff's deputy;

10 (B) a constable or deputy constable;

11 (C) a marshal or police officer of an
12 incorporated city;

13 (D) a ranger or officer commissioned by the
14 Public Safety Commission or the director of the Department of
15 Public Safety;

16 (E) an investigator of a prosecutor's office;

17 (F) a law enforcement agent of the Alcoholic
18 Beverage Commission;

19 (G) a law enforcement officer commissioned by the
20 Parks and Wildlife Commission; ~~or~~

21 (H) an enforcement officer appointed by the
22 executive director of the Texas Department of Criminal Justice
23 under Section 493.019, Government Code; or

24 (I) a fire marshal or related officer, inspector,

1 or investigator commissioned by a county under Subchapter B,
2 Chapter 352, Local Government Code.

3 SECTION 2. This Act takes effect September 1, 2011.