

By: Lewis

H.B. No. 3815

A BILL TO BE ENTITLED

AN ACT

relating to the authority of the Ector County Hospital District to employ and commission peace officers.

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

SECTION 1. Subchapter C, Chapter 1024, Special District Local Laws Code, is amended by adding Section 1024.117 to read as follows:

Sec. 1024.117. EMPLOYMENT OF DISTRICT PEACE OFFICERS. (a)

The board may employ and commission peace officers for the district.

(b) The jurisdiction of a peace officer commissioned under this section includes the property owned or controlled by the district and any street abutting, right-of-way over or through, or easement in the property.

(c) In a district peace officer's jurisdiction, the peace officer has the authority granted by Chapter 14, Code of Criminal Procedure. The peace officer may also make an arrest without a warrant in the officer's jurisdiction if the offense involves injury or harm to any property owned or controlled by the district.

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

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

(1) sheriffs, their deputies, and those reserve

1 deputies who hold a permanent peace officer license issued under  
2 Chapter 1701, Occupations Code;

3 (2) constables, deputy constables, and those reserve  
4 deputy constables who hold a permanent peace officer license issued  
5 under Chapter 1701, Occupations Code;

6 (3) marshals or police officers of an incorporated  
7 city, town, or village, and those reserve municipal police officers  
8 who hold a permanent peace officer license issued under Chapter  
9 1701, Occupations Code;

10 (4) rangers and officers commissioned by the Public  
11 Safety Commission and the Director of the Department of Public  
12 Safety;

13 (5) investigators of the district attorneys', criminal  
14 district attorneys', and county attorneys' offices;

15 (6) law enforcement agents of the Texas Alcoholic  
16 Beverage Commission;

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

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

21 (9) officers commissioned by the General Services  
22 Commission;

23 (10) law enforcement officers commissioned by the  
24 Parks and Wildlife Commission;

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

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

5           (13) municipal park and recreational patrolmen and  
6 security officers;

7           (14) security officers and investigators commissioned  
8 as peace officers by the comptroller;

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

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

13           (17) investigators commissioned by the Texas Medical  
14 Board;

15           (18) officers commissioned by:

16                 (A) the board of managers of the Dallas County  
17 Hospital District, the Tarrant County Hospital District, or the  
18 Bexar County Hospital District under Section 281.057, Health and  
19 Safety Code; and

20                 (B) the board of directors of the Ector County  
21 Hospital District under Section 1024.117, Special District Local  
22 Laws Code;

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

25           (20) investigators employed by the Texas Racing  
26 Commission;

27           (21) officers commissioned under Chapter 554,

1 Occupations Code;

2 (22) officers commissioned by the governing body of a  
3 metropolitan rapid transit authority under Section 451.108,  
4 Transportation Code, or by a regional transportation authority  
5 under Section 452.110, Transportation Code;

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

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

10 (25) an officer employed by the Department of State  
11 Health Services under Section 431.2471, Health and Safety Code;

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

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

16 (28) an investigator commissioned by the commissioner  
17 of insurance under Section 701.104, Insurance Code;

18 (29) apprehension specialists and inspectors general  
19 commissioned by the Texas Youth Commission as officers under  
20 Sections 61.0451 and 61.0931, Human Resources Code;

21 (30) officers appointed by the inspector general of  
22 the Texas Department of Criminal Justice under Section 493.019,  
23 Government Code;

24 (31) investigators commissioned by the Commission on  
25 Law Enforcement Officer Standards and Education under Section  
26 1701.160, Occupations Code;

27 (32) commission investigators commissioned by the

1 Texas Private Security Board under Section 1702.061(f),  
2 Occupations Code;

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

6 (34) officers commissioned by the State Board of  
7 Dental Examiners under Section 254.013, Occupations Code, subject  
8 to the limitations imposed by that section;

9 (35) investigators commissioned by the Texas Juvenile  
10 Probation Commission as officers under Section 141.055, Human  
11 Resources Code; and

12 (36) the fire marshal and any related officers,  
13 inspectors, or investigators commissioned by a county under  
14 Subchapter B, Chapter 352, Local Government Code.

15 SECTION 3. 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, 2011.