

By: Whitmire

S.B. No. 885

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the designation of certain inspector generals of  
3 municipalities as peace officers.

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

5 SECTION 1. Article 2.12, Code of Criminal Procedure, is  
6 amended to read as follows:

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

9 (1) sheriffs, their deputies, and those reserve  
10 deputies who hold a permanent peace officer license issued under  
11 Chapter 1701, Occupations Code;

12 (2) constables, deputy constables, and those reserve  
13 deputy constables who hold a permanent peace officer license issued  
14 under Chapter 1701, Occupations Code;

15 (3) marshals or police officers of an incorporated  
16 city, town, or village, and those reserve municipal police officers  
17 who hold a permanent peace officer license issued under Chapter  
18 1701, Occupations Code;

19 (4) rangers and officers commissioned by the Public  
20 Safety Commission and the Director of the Department of Public  
21 Safety;

22 (5) investigators of the district attorneys', criminal  
23 district attorneys', and county attorneys' offices;

24 (6) law enforcement agents of the Texas Alcoholic

1 Beverage Commission;

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

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

6 (9) officers commissioned by the General Services  
7 Commission;

8 (10) law enforcement officers commissioned by the  
9 Parks and Wildlife Commission;

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

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

17 (13) municipal park and recreational patrolmen and  
18 security officers;

19 (14) security officers and investigators commissioned  
20 as peace officers by the comptroller;

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

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

25 (17) investigators commissioned by the Texas Medical  
26 Board;

27 (18) officers commissioned by the board of managers of

1 the Dallas County Hospital District, the Tarrant County Hospital  
2 District, or the Bexar County Hospital District under Section  
3 281.057, Health and Safety Code;

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

6 (20) investigators employed by the Texas Racing  
7 Commission;

8 (21) officers commissioned under Chapter 554,  
9 Occupations Code;

10 (22) officers commissioned by the governing body of a  
11 metropolitan rapid transit authority under Section 451.108,  
12 Transportation Code, or by a regional transportation authority  
13 under Section 452.110, Transportation Code;

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

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

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

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

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

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

26 (29) apprehension specialists and inspectors general  
27 commissioned by the Texas Youth Commission as officers under

1 Sections 61.0451 and 61.0931, Human Resources Code;

2 (30) officers appointed by the inspector general of  
3 the Texas Department of Criminal Justice under Section 493.019,  
4 Government Code;

5 (31) investigators commissioned by the Commission on  
6 Law Enforcement Officer Standards and Education under Section  
7 1701.160, Occupations Code;

8 (32) commission investigators commissioned by the  
9 Texas Private Security Board under Section 1702.061(f),  
10 Occupations Code;

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

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

17 (35) investigators commissioned by the Texas Juvenile  
18 Probation Commission as officers under Section 141.055, Human  
19 Resources Code; ~~and~~

20 (36) the fire marshal and any related officers,  
21 inspectors, or investigators commissioned by a county under  
22 Subchapter B, Chapter 352, Local Government Code; and

23 (37) the inspector general of a municipality and any  
24 officers of the inspector general of a municipality who hold a  
25 permanent peace officer license issued under Chapter 1701,  
26 Occupations Code.

27 SECTION 2. This Act takes effect immediately if it receives

S.B. No. 885

1 a vote of two-thirds of all the members elected to each house, as  
2 provided by Section 39, Article III, Texas Constitution. If this  
3 Act does not receive the vote necessary for immediate effect, this  
4 Act takes effect September 1, 2011.