

Amend CSHB 11 (senate committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 2, Code of Criminal Procedure, is amended by adding Article 2.129 to read as follows:

Art. 2.129. CERTAIN INQUIRIES BY DEPARTMENT OF PUBLIC SAFETY OFFICER. (a) Subject to Subsection (b), in the course of investigating an alleged criminal offense, a peace officer described by Article 2.12(4) may inquire as to the nationality or immigration status of a victim of or witness to the offense only if the officer determines that the inquiry is necessary to:

(1) investigate the offense; or

(2) provide the victim or witness with information about federal visas designed to protect individuals providing assistance to law enforcement.

(b) Subsection (a) does not prevent a peace officer described by Article 2.12(4) from:

(1) conducting a separate investigation of any other alleged criminal offense; or

(2) inquiring as to the nationality or immigration status of a victim of or witness to a criminal offense if the officer has probable cause to believe that the victim or witness has engaged in specific conduct constituting a separate criminal offense.