

1-1 By: King of Parker (Senate Sponsor - Menéndez) H.B. No. 3212
1-2 (In the Senate - Received from the House May 6, 2015;
1-3 May 7, 2015, read first time and referred to Committee on Criminal
1-4 Justice; May 24, 2015, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 6, Nays 0;
1-6 May 24, 2015, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10			X	
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 3212 By: Whitmire

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to peace officer identification cards.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section [614.121](#), Government Code, as added by
1-22 Chapter 938 (H.B. 3613), Acts of the 80th Legislature, Regular
1-23 Session, 2007, is amended by adding Subdivision (3-a) to read as
1-24 follows:

1-25 (3-a) "Qualified retired law enforcement officer" has
1-26 the meaning assigned by 18 U.S.C. Section 926C.

1-27 SECTION 2. Subchapter H, Chapter 614, Government Code, as
1-28 added by Chapter 938 (H.B. 3613), Acts of the 80th Legislature,
1-29 Regular Session, 2007, is amended by adding Section 614.1241 to
1-30 read as follows:

1-31 Sec. 614.1241. QUALIFIED RETIRED LAW ENFORCEMENT OFFICER.

1-32 (a) On request of a qualified retired law enforcement officer who
1-33 holds a certificate of proficiency under Section [1701.357](#),
1-34 Occupations Code, a law enforcement agency or other governmental
1-35 entity in this state shall issue an identification card to the
1-36 qualified retired law enforcement officer if the law enforcement
1-37 agency or other governmental entity:

1-38 (1) was the last entity to appoint or employ the
1-39 qualified retired law enforcement officer as a peace officer; or

1-40 (2) appointed or employed the qualified retired law
1-41 enforcement officer for 20 years or more and the officer is
1-42 receiving retirement or pension benefits as a result of that
1-43 service.

1-44 (b) The identification card must include:

1-45 (1) the full name of the qualified retired law
1-46 enforcement officer;

1-47 (2) a photograph of the qualified retired law
1-48 enforcement officer consistent with the qualified retired law
1-49 enforcement officer's appearance;

1-50 (3) the name of the law enforcement agency or other
1-51 governmental entity that issued the card to the qualified retired
1-52 law enforcement officer;

1-53 (4) if applicable, the signature of the person
1-54 authorizing the issuance of the card on behalf of the law
1-55 enforcement agency or other governmental entity to the qualified
1-56 retired law enforcement officer;

1-57 (5) a brief description of the qualified retired law
1-58 enforcement officer, including the qualified retired law
1-59 enforcement officer's height, weight, and eye color;

1-60 (6) the thumbprint of the qualified retired law

2-1 enforcement officer or a bar code with a unique identification
2-2 label for the qualified retired law enforcement officer;

2-3 (7) the date the qualified retired law enforcement
2-4 officer last served as a peace officer for the law enforcement
2-5 agency or other governmental entity;

2-6 (8) the date the law enforcement agency or other
2-7 governmental entity issued the card to the qualified retired law
2-8 enforcement officer; and

2-9 (9) a phone number operational 24 hours a day, seven
2-10 days a week, that a person may call to verify the validity of the
2-11 identification card.

2-12 (c) On the identification card, the law enforcement agency
2-13 or other governmental entity that issues the card shall print:

2-14 (1) "State of Texas" and the state seal; and

2-15 (2) "This identification card certifies that (insert
2-16 name of qualified retired law enforcement officer) is a qualified
2-17 retired law enforcement officer of (insert name of law enforcement
2-18 agency or other governmental entity that last appointed or employed
2-19 the qualified retired law enforcement officer)."

2-20 (d) The head of a law enforcement agency or other
2-21 governmental entity that issued the identification card shall
2-22 recover the identification card on the date the identification card
2-23 expires.

2-24 SECTION 3. Section 614.127, Government Code, is amended to
2-25 read as follows:

2-26 Sec. 614.127. LOST OR STOLEN CARDS. If an identification
2-27 card issued under this subchapter is lost or stolen, the law
2-28 enforcement agency or other governmental entity that issued
2-29 ~~[issuing]~~ the card to the peace officer, reserve law enforcement
2-30 officer, honorably retired peace officer, or qualified retired law
2-31 enforcement officer shall issue a duplicate identification card to
2-32 the officer if the ~~[may:~~

2-33 ~~[(1) require a peace officer, reserve law enforcement
2-34 officer, or honorably retired peace] officer submits [to submit] an
2-35 affidavit executed by the [peace officer, reserve law enforcement
2-36 officer, or honorably retired peace] officer to the law enforcement
2-37 agency or other governmental entity [issuing the card] stating that
2-38 the identification card was lost or stolen[, and~~

2-39 ~~[(2) issue a duplicate identification card to the
2-40 peace officer, reserve law enforcement officer, or honorably
2-41 retired peace officer].~~

2-42 SECTION 4. This Act takes effect September 1, 2015.

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