

SENATE AMENDMENTS

2nd Printing

By: King of Parker

H.B. No. 3212

A BILL TO BE ENTITLED

AN ACT

relating to peace officer identification cards.

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

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

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

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

Sec. 614.1241. QUALIFIED RETIRED LAW ENFORCEMENT OFFICER.

(a) On request of a qualified retired law enforcement officer who holds a certificate of proficiency under Section 1701.357, Occupations Code, the law enforcement agency or other governmental entity in this state that was the last entity to appoint or employ the qualified retired law enforcement officer as a peace officer shall issue an identification card to the qualified retired law enforcement officer.

(b) The identification card must include:

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

1 (2) a photograph of the qualified retired law
2 enforcement officer consistent with the qualified retired law
3 enforcement officer's appearance;

4 (3) the name of the law enforcement agency or other
5 governmental entity that issued the card to the qualified retired
6 law enforcement officer;

7 (4) if applicable, the signature of the person
8 authorizing the issuance of the card on behalf of the law
9 enforcement agency or other governmental entity to the qualified
10 retired law enforcement officer;

11 (5) a brief description of the qualified retired law
12 enforcement officer, including the qualified retired law
13 enforcement officer's height, weight, and eye color;

14 (6) the thumbprint of the qualified retired law
15 enforcement officer or a bar code with a unique identification
16 label for the qualified retired law enforcement officer;

17 (7) the date the qualified retired law enforcement
18 officer last served as a peace officer for the law enforcement
19 agency or other governmental entity;

20 (8) the date the law enforcement agency or other
21 governmental entity issued the card to the qualified retired law
22 enforcement officer; and

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

26 (c) On the identification card, the law enforcement agency
27 or other governmental entity that issues the card shall print:

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

2 (2) "This identification card certifies that (insert
3 name of qualified retired law enforcement officer) is a qualified
4 retired law enforcement officer of (insert name of law enforcement
5 agency or other governmental entity that last appointed or employed
6 the qualified retired law enforcement officer)."

7 (d) The head of a law enforcement agency or other
8 governmental entity that issued the identification card shall
9 recover the identification card on the date the identification card
10 expires.

11 SECTION 3. Section 614.127, Government Code, is amended to
12 read as follows:

13 Sec. 614.127. LOST OR STOLEN CARDS. If an identification
14 card issued under this subchapter is lost or stolen, the law
15 enforcement agency or other governmental entity that issued
16 ~~[issuing]~~ the card to the peace officer, reserve law enforcement
17 officer, honorably retired peace officer, or qualified retired law
18 enforcement officer shall issue a duplicate identification card to
19 the officer if the ~~[may:~~

20 ~~[(1) require a peace officer, reserve law enforcement~~
21 ~~officer, or honorably retired peace]~~ officer submits ~~[to submit]~~ an
22 affidavit executed by the ~~[peace officer, reserve law enforcement~~
23 ~~officer, or honorably retired peace]~~ officer to the law enforcement
24 agency or other governmental entity ~~[issuing the card]~~ stating that
25 the identification card was lost or stolen~~[, and~~

26 ~~[(2) issue a duplicate identification card to the~~
27 ~~peace officer, reserve law enforcement officer, or honorably~~

H.B. No. 3212

1 ~~retired peace officer~~].

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

ADOPTED

MAY 27 2015

Aditya Dew
Secretary of the Senate

Ernesto Menendez

By: King Sponsor: Menendez

H.B. No. 3212

Substitute the following for H.B. No. 3212:

By: *John L. ...*

C.S.H.B. No. 3212

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AN ACT

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Sec. 614.1241. QUALIFIED RETIRED LAW ENFORCEMENT OFFICER.

(a) On request of a qualified retired law enforcement officer who holds a certificate of proficiency under Section 1701.357, Occupations Code, a law enforcement agency or other governmental entity in this state shall issue an identification card to the qualified retired law enforcement officer if the law enforcement agency or other governmental entity:

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

(2) appointed or employed the qualified retired law enforcement officer for 20 years or more and the officer is

1 receiving retirement or pension benefits as a result of that
2 service.

3 (b) The identification card must include:

4 (1) the full name of the qualified retired law
5 enforcement officer;

6 (2) a photograph of the qualified retired law
7 enforcement officer consistent with the qualified retired law
8 enforcement officer's appearance;

9 (3) the name of the law enforcement agency or other
10 governmental entity that issued the card to the qualified retired
11 law enforcement officer;

12 (4) if applicable, the signature of the person
13 authorizing the issuance of the card on behalf of the law
14 enforcement agency or other governmental entity to the qualified
15 retired law enforcement officer;

16 (5) a brief description of the qualified retired law
17 enforcement officer, including the qualified retired law
18 enforcement officer's height, weight, and eye color;

19 (6) the thumbprint of the qualified retired law
20 enforcement officer or a bar code with a unique identification
21 label for the qualified retired law enforcement officer;

22 (7) the date the qualified retired law enforcement
23 officer last served as a peace officer for the law enforcement
24 agency or other governmental entity;

25 (8) the date the law enforcement agency or other
26 governmental entity issued the card to the qualified retired law
27 enforcement officer; and

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

4 (c) On the identification card, the law enforcement agency
5 or other governmental entity that issues the card shall print:

6 (1) "State of Texas" and the state seal; and

7 (2) "This identification card certifies that (insert
8 name of qualified retired law enforcement officer) is a qualified
9 retired law enforcement officer of (insert name of law enforcement
10 agency or other governmental entity that last appointed or employed
11 the qualified retired law enforcement officer)."

12 (d) The head of a law enforcement agency or other
13 governmental entity that issued the identification card shall
14 recover the identification card on the date the identification card
15 expires.

16 SECTION 3. Section 614.127, Government Code, is amended to
17 read as follows:

18 Sec. 614.127. LOST OR STOLEN CARDS. If an identification
19 card issued under this subchapter is lost or stolen, the law
20 enforcement agency or other governmental entity that issued
21 [issuing] the card to the peace officer, reserve law enforcement
22 officer, honorably retired peace officer, or qualified retired law
23 enforcement officer shall issue a duplicate identification card to
24 the officer if the [may:

25 ~~[(1) require a peace officer, reserve law enforcement~~
26 ~~officer, or honorably retired peace] officer submits [to submit] an~~
27 affidavit executed by the ~~[peace officer, reserve law enforcement~~

1 ~~officer, or honorably retired peace~~] officer to the law enforcement
2 agency or other governmental entity [~~issuing the card~~] stating that
3 the identification card was lost or stolen[, ~~and~~

4 [~~(2) issue a duplicate identification card to the~~
5 ~~peace officer, reserve law enforcement officer, or honorably~~
6 ~~retired peace officer~~].

7 SECTION 4. This Act takes effect September 1, 2015.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 28, 2015

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3212 by King, Phil (Relating to peace officer identification cards.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code to require certain entities who employ qualified retired law enforcement officers as peace officers or who appointed or employed a qualified law enforcement officer for 20 years or more to issue an identification card to the officers. The bill sets for the requirements of the identification card. The bill would require the entities to reissue certain cards if a card is lost or stolen if an officer submits an affidavit stating the card was lost or stolen.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 405 Department of Public Safety, 458 Alcoholic Beverage Commission, 696 Department of Criminal Justice, 802 Parks and Wildlife Department

LBB Staff: UP, KJo, ESi, SD, EK, MWI, JN

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 23, 2015

TO: Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3212 by King, Phil (relating to peace officer identification cards.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code to require certain entities who employ qualified retired law enforcement officers as peace officers or who appointed or employed a qualified law enforcement officer for 20 years or more to issue an identification card to the officers. The bill sets for the requirements of the identification card. The bill would require the entities to reissue certain cards if a card is lost or stolen if an officer submits an affidavit stating the card was lost or stolen.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 405 Department of Public Safety, 458 Alcoholic Beverage Commission, 696 Department of Criminal Justice, 802 Parks and Wildlife Department

LBB Staff: UP, KJo, ESi, SD, EK, MWI, JN

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 22, 2015

TO: Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3212 by King, Phil (Relating to peace officer identification cards.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code to require certain entities who employ qualified retired law enforcement officers as peace officers to issue an identification card to the officers. The bill sets for the requirements of the identification card. The bill would require certain entities to reissue certain cards if a card is lost or stolen if an officer submits an affidavit stating the card was lost or stolen.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

The County of Dallas and Bexar reported no significant fiscal impact is anticipated.

Source Agencies: 405 Department of Public Safety, 458 Alcoholic Beverage Commission,
696 Department of Criminal Justice, 802 Parks and Wildlife Department

LBB Staff: UP, KJo, ESi, SD, EK, MWI, JN

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

April 21, 2015

TO: Honorable Allen Fletcher, Chair, House Committee on Emerging Issues In Texas Law Enforcement, Select

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3212 by King, Phil (Relating to peace officer identification cards.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code to require certain entities who employ qualified retired law enforcement officers as peace officers to issue an identification card to the officers. The bill sets for the requirements of the identification card. The bill would require certain entities to reissue certain cards if a card is lost or stolen if an officer submits an affidavit stating the card was lost or stolen.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

The County of Dallas and Bexar reported no significant fiscal impact is anticipated.

Source Agencies: 405 Department of Public Safety, 458 Alcoholic Beverage Commission, 696 Department of Criminal Justice, 802 Parks and Wildlife Department

LBB Staff: UP, ESi, SD, EK, MWI, JN

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

April 8, 2015

TO: Honorable Allen Fletcher, Chair, House Committee on Emerging Issues In Texas Law Enforcement, Select

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB3212** by King, Phil (Relating to peace officer identification cards for certain retired peace officers.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code to require certain entities who employ qualified retired law enforcement officers as peace officers to issue an identification card to the officers. The bill sets for the requirements of the identification card. The bill would permit certain entities to reissue a card if a card is lost or stolen and require an officer to submit an affidavit stating the card was stolen or lost.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

The County of Dallas and Bexar reported no significant fiscal impact is anticipated.

Source Agencies: 405 Department of Public Safety, 458 Alcoholic Beverage Commission, 696 Department of Criminal Justice, 802 Parks and Wildlife Department

LBB Staff: UP, ESi, SD, EK, MWI, JN