

By: West

S.B. No. 1617

A BILL TO BE ENTITLED

AN ACT

relating to the reporting requirements for certain injuries or deaths caused by peace officers.

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

SECTION 1. Article 2.139(b), Code of Criminal Procedure, as added by Chapter 516 (H.B. 1036), Acts of the 84th Legislature, Regular Session, 2015, is amended to read as follows:

(b) The office of the attorney general by rule shall create a written and electronic form for the reporting by law enforcement agencies of an officer-involved injury or death. The form must include spaces to report only the following information:

- (1) the date on which the incident occurred;
- (2) the location where the incident occurred;
- (3) the age, gender, and race or ethnicity of each peace officer involved in the incident;
- (4) if known, the age, gender, and race or ethnicity of each injured or deceased person involved in the incident;
- (5) whether the person was injured or died as a result of the incident;
- (6) whether each injured or deceased person used, exhibited, or was carrying a deadly weapon during the incident;
- (7) whether each peace officer involved in the incident was on duty during the incident;
- (8) whether each peace officer involved in the

1 incident was responding to an emergency call or a request for
2 assistance and, if so, whether the officer responded to that call or
3 request with one or more other peace officers; ~~and~~

4 (9) whether the incident occurred during or as a
5 result of:

6 (A) the execution of a warrant; or

7 (B) a hostage, barricade, or other emergency
8 situation;

9 (10) whether a peace officer conducted a search in
10 relation to the incident and, if so:

11 (A) whether the search was conducted pursuant to
12 a warrant or pursuant to an exception to the warrant requirement,
13 including consent given by the person searched; and

14 (B) whether any contraband or other evidence was
15 discovered in the course of the search and, if so, the nature of the
16 contraband or evidence;

17 (11) whether each peace officer who discharged a
18 firearm during the incident gave a verbal warning before
19 discharging the firearm; and

20 (12) whether a citation was issued or an arrest was
21 made in relation to the incident and, if so, the offense with which
22 the person was charged.

23 SECTION 2. This Act takes effect September 1, 2017.