By:  Flores S.B. No. 1397

(In the Senate - Filed March 1, 2019; March 14, 2019, read first time and referred to Committee on Criminal Justice; April 8, 2019, reported favorably by the following vote: Yeas 6, Nays 0; April 8, 2019, sent to printer.)

COMMITTEE VOTE

               Yea Nay Absent  PNV

Whitmire        X

Huffman         X

Buckingham      X

Flores          X

Hughes          X

Miles           X

Perry                     X

A BILL TO BE ENTITLED

AN ACT

relating to exempting certain honorably retired peace officers from continuing education requirements.

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

SECTION 1.  Section 1701.356, Occupations Code, is amended to read as follows:

Sec. 1701.356.  CERTAIN OFFICERS: REACTIVATION AND CONTINUING EDUCATION NOT REQUIRED. (a)  An officer is not subject to Section 1701.351 or 1701.352 if the officer is:

(1)  an honorably retired commissioned officer of the Department of Public Safety who is:

(A)  a special ranger under Section 411.023, Government Code; or

(B)  a special Texas Ranger under Section 411.024, Government Code;

(2)  an honorably retired commissioned officer of the Parks and Wildlife Department who is a special game warden under Section 11.0201, Parks and Wildlife Code; or

(3)  an honorably retired commissioned officer of the Texas Alcoholic Beverage Commission who is a special inspector or representative under Section 5.142, Alcoholic Beverage Code [~~may not be required to undergo training under Section 1701.352(b)~~].

(b)  A person who is an [~~An~~] honorably retired commissioned officer described by Subsection (a) [~~of the Department of Public Safety who is a special ranger under Section 411.023, Government Code,~~] or a retired state employee and who holds a permanent license issued before January 1981 and that was current on January 1, 1995:

(1)  has the same rights and privileges as any other peace officer of this state;

(2)  holds, notwithstanding Section 1701.316, an active license unless the license is revoked, suspended, or probated by the commission for a violation of this chapter; and

(3)  is not subject to Section 1701.351.

(c)  An honorably retired commissioned officer described by Subsection (a) [~~of the Department of Public Safety who is a special ranger under Section 411.023, Government Code, or who is a special Texas Ranger under Section 411.024, Government Code,~~] may not be required to undergo training under Section 1701.253 [~~1701.253(j)~~].

SECTION 2.  This Act takes effect August 26, 2019.

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