2019S0206-1 02/13/19

By:  Menéndez S.B. No. 1543

A BILL TO BE ENTITLED

AN ACT

relating to providing notice of the right to record Department of Family and Protective Services investigative interviews.

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

SECTION 1.  Subchapter B, Chapter 40, Human Resources Code, is amended by adding Section 40.043 to read as follows:

Sec. 40.043.  NOTICE REGARDING RECORDING OF INVESTIGATIVE INTERVIEWS. An investigator who conducts an interview during the course of a department investigation must provide oral notice to each interviewee at the beginning of the interview that the interviewee has the right to record the interview using an audio recording device. The investigator shall note in the investigation file that the interviewee was notified under this section.

SECTION 2.  This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.