

By: Neave

H.B. No. 282

Substitute the following for H.B. No. 282:

By: Burns

C.S.H.B. No. 282

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the training of peace officers on cases involving child
3 abuse and neglect, family violence, and sexual assault.

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

5 SECTION 1. Section 1701.253(b), Occupations Code, is
6 amended to read as follows:

7 (b) In establishing requirements under this section, the
8 commission shall require courses and programs to provide training
9 in:

10 (1) the recognition, investigation, and documentation
11 of cases that involve[+]

12 [~~(A)~~] child abuse and [~~or~~] neglect, +

13 [~~(B)~~] family violence, + and

14 [~~(C)~~] sexual assault, including the use of best
15 practices and trauma-informed response techniques to effectively
16 recognize, investigate, and document those cases;

17 (2) issues concerning sex offender characteristics;
18 and

19 (3) crime victims' rights under Chapter 56, Code of
20 Criminal Procedure, and Chapter 57, Family Code, and the duty of law
21 enforcement agencies to ensure that a victim is afforded those
22 rights.

23 SECTION 2. Section 1701.352(b), Occupations Code, is
24 amended to read as follows:

1 (b) The commission shall require a state, county, special
2 district, or municipal agency that appoints or employs peace
3 officers to provide each peace officer with a training program at
4 least once every 48 months that is approved by the commission and
5 consists of:

6 (1) topics selected by the agency; and

7 (2) for an officer holding only a basic proficiency
8 certificate, not more than 20 hours of education and training that
9 contain curricula incorporating the learning objectives developed
10 by the commission regarding:

11 (A) civil rights, racial sensitivity, and
12 cultural diversity;

13 (B) de-escalation and crisis intervention
14 techniques to facilitate interaction with persons with mental
15 impairments;

16 (C) de-escalation techniques to facilitate
17 interaction with members of the public, including techniques for
18 limiting the use of force resulting in bodily injury; and

19 (D) unless determined by the agency head to be
20 inconsistent with the officer's assigned duties:

21 (i) the recognition, investigation, and
22 documentation of cases that involve child abuse and [~~or~~] neglect,
23 family violence, and sexual assault, including the use of best
24 practices and trauma-informed response techniques to effectively
25 recognize, investigate, and document those cases; and

26 (ii) issues concerning sex offender
27 characteristics.

1 SECTION 3. Subchapter I, Chapter 1701, Occupations Code, is
2 amended by adding Section 1701.4045 to read as follows:

3 Sec. 1701.4045. CERTIFICATION OF OFFICERS FOR CHILD ABUSE
4 AND NEGLECT, FAMILY VIOLENCE, AND SEXUAL ASSAULT ASSIGNMENTS. (a)
5 The commission by rule shall establish minimum requirements for the
6 training, testing, and certification of special officers for
7 responding to allegations of child abuse and neglect, family
8 violence, and sexual assault.

9 (b) The commission may certify a peace officer as a special
10 officer for responding to allegations of child abuse and neglect,
11 family violence, and sexual assault if the person:

12 (1) completes an advanced training course
13 administered by the commission on recognizing, investigating, and
14 documenting cases involving child abuse and neglect, family
15 violence, and sexual assault using best practices and
16 trauma-informed response techniques; and

17 (2) passes an examination administered by the
18 commission that is designed to test the person's:

19 (A) knowledge and recognition of the signs of
20 child abuse and neglect, family violence, and sexual assault; and

21 (B) skill at investigating and documenting child
22 abuse and neglect, family violence, and sexual assault using best
23 practices and trauma-informed response techniques.

24 (c) The commission may issue a professional achievement or
25 proficiency certificate to a peace officer who meets the
26 requirements of Subsection (b).

27 SECTION 4. Not later than January 1, 2020, the Texas

1 Commission on Law Enforcement shall establish the comprehensive
2 education and training program required by Section 1701.253(b),
3 Occupations Code, as amended by this Act.

4 SECTION 5. As soon as practicable after the effective date
5 of this Act, the Texas Commission on Law Enforcement shall adopt
6 rules necessary to implement Section 1701.4045, Occupations Code,
7 as added by this Act.

8 SECTION 6. This Act takes effect September 1, 2019.