

By: Watson, et al.  
(Neave)

S.B. No. 586

Substitute the following for S.B. No. 586:

By: Clardy

C.S.S.B. No. 586

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the training of peace officers for family violence and  
3 sexual assault assignments.

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, ~~and~~ documentation,  
22 and investigation of cases that involve child abuse or neglect,  
23 family violence, and sexual assault, including the use of best  
24 practices and trauma-informed techniques to effectively recognize,  
25 document, and investigate 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 FAMILY  
4 VIOLENCE AND SEXUAL ASSAULT ASSIGNMENTS. (a) The commission by  
5 rule shall establish minimum requirements for the training,  
6 testing, and certification of special officers for responding to  
7 allegations of family violence or sexual assault.

8 (b) The commission may certify a peace officer as a special  
9 officer for responding to allegations of family violence or sexual  
10 assault if the person:

11 (1) completes an advanced training course  
12 administered by the commission on recognizing, documenting, and  
13 investigating family violence and sexual assault using best  
14 practices and trauma-informed techniques; and

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

17 (A) knowledge and recognition of the signs of  
18 family violence and sexual assault; and

19 (B) skill at documenting and investigating  
20 family violence and sexual assault using best practices and  
21 trauma-informed techniques.

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

25 SECTION 4. Not later than January 1, 2020, the Texas  
26 Commission on Law Enforcement shall establish the comprehensive  
27 education and training program required by Section 1701.253(b),

1 Occupations Code, as amended by this Act.

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

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