

By: Menéndez

S.B. No. 1543

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to providing notice of the right to record Department of  
3 Family and Protective Services investigative interviews.

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

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

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

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