87R2122 ADM-D

By:  Meza H.B. No. 563

A BILL TO BE ENTITLED

AN ACT

relating to law enforcement policies requiring a peace officer to intervene when another peace officer uses excessive force or commits an offense.

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

SECTION 1.  Chapter 2, Code of Criminal Procedure, is amended by adding Article 2.33 to read as follows:

Art. 2.33.  LAW ENFORCEMENT POLICY ON INTERVENTION. (a) In this article, "law enforcement agency" means an agency of the state or an agency of a political subdivision of the state authorized by law to employ peace officers.

(b)  Each law enforcement agency in this state shall adopt a detailed written policy requiring peace officers employed by the agency to intervene to stop or prevent another peace officer from:

(1)  using excessive force against a person suspected of committing an offense, if an ordinary, prudent peace officer would intervene under the same or similar circumstances; or

(2)  committing an offense.

SECTION 2.  Not later than January 1, 2022, each law enforcement agency in this state shall adopt the policy required by Article 2.33, Code of Criminal Procedure, as added by this Act.

SECTION 3.  This Act takes effect September 1, 2021.