87R278 SCL-D

By:  Toth H.B. No. 3589

A BILL TO BE ENTITLED

AN ACT

relating to civil liability of a local entity or institution of higher education official directing certain immigration law violations.

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

SECTION 1.  Subchapter C, Chapter 752, Government Code, is amended by adding Section 752.0563 to read as follows:

Sec. 752.0563.  CIVIL LIABILITY FOR OFFICIALS. (a) An individual who holds an elective or appointive office of a local entity or institution of higher education and who directs the entity or the institution's campus police department to violate Section 752.053 is liable in the official's personal capacity to a person for the person's damages that were incurred as a result of the violation.

(b)  An official of a local entity or institution of higher education may not assert official immunity or other forms of immunity as a defense in an action described by Subsection (a).

SECTION 2.  Section 752.0563, Government Code, as added by this Act, applies only to a cause of action that accrues on or after the effective date of this Act.

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