By:  Miles S.B. No. 69

(In the Senate - Filed November 9, 2020; March 3, 2021, read first time and referred to Committee on Jurisprudence; April 21, 2021, reported adversely, with favorable Committee Substitute by the following vote: Yeas 5, Nays 0; April 21, 2021, sent to printer.)

COMMITTEE VOTE

                    Yea Nay Absent  PNV

Huffman           X

Hinojosa             X

Creighton            X

Hughes               X

Johnson              X

COMMITTEE SUBSTITUTE FOR S.B. No. 69 By:  Huffman

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting peace officers from using neck restraints during a search or arrest.

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.  USE OF NECK RESTRAINTS DURING SEARCH OR ARREST PROHIBITED. A peace officer may not intentionally use a choke hold, carotid artery hold, or similar neck restraint in searching or arresting a person unless the restraint is necessary to prevent serious bodily injury to or the death of the officer or another person.

SECTION 2.  This Act takes effect September 1, 2021.

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