

By: Meza

H.B. No. 563

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to law enforcement policies requiring a peace officer to  
3 intervene when another peace officer uses excessive force or  
4 commits an offense.

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

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

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

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

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

18 (2) committing an offense.

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

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