

By: Campos

H.B. No. 2452

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to law enforcement policies prohibiting a peace officer  
3 from making a motor vehicle stop on the shoulder of certain  
4 highways.

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 PROHIBITING MOTOR VEHICLE  
9 STOP ON SHOULDER OF CERTAIN HIGHWAYS. (a) In this article:

10 (1) "Controlled access highway" has the meaning  
11 assigned by Section 203.001, Transportation Code.

12 (2) "Law enforcement agency" means an agency of the  
13 state or an agency of a political subdivision of the state  
14 authorized by law to employ peace officers.

15 (3) "Motor vehicle stop" has the meaning assigned by  
16 Article 2.132.

17 (b) Each law enforcement agency in this state shall adopt a  
18 policy prohibiting a peace officer of the agency from making a motor  
19 vehicle stop on the shoulder of a controlled access highway.

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

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