

1 AN ACT

2 relating to certain duties of law enforcement agencies concerning  
3 certain information subject to disclosure to a defendant.

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

5 SECTION 1. Chapter 2, Code of Criminal Procedure, is  
6 amended by adding Article 2.1397 to read as follows:

7 Art. 2.1397. DUTIES OF LAW ENFORCEMENT AGENCY FILING CASE.

8 (a) In this article:

9 (1) "Attorney representing the state" means an  
10 attorney authorized by law to represent the state in a criminal  
11 case, including a district attorney, criminal district attorney, or  
12 county attorney with criminal jurisdiction. The term does not  
13 include an attorney representing the state in a justice or  
14 municipal court under Chapter 45.

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

18 (b) A law enforcement agency filing a case with the attorney  
19 representing the state shall submit to the attorney representing  
20 the state a written statement by an agency employee with knowledge  
21 of the case acknowledging that all documents, items, and  
22 information in the possession of the agency that are required to be  
23 disclosed to the defendant in the case under Article 39.14 have been  
24 disclosed to the attorney representing the state.

1        (c) If at any time after the case is filed with the attorney  
2 representing the state the law enforcement agency discovers or  
3 acquires any additional document, item, or information required to  
4 be disclosed to the defendant under Article 39.14, an agency  
5 employee shall promptly disclose the document, item, or information  
6 to the attorney representing the state.

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

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 111 passed the Senate on April 19, 2021, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 29, 2021, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 111 passed the House, with amendment, on May 26, 2021, by the following vote: Yeas 115, Nays 32, two present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor