

By: West, et al.
(Collier)

S.B. No. 111

Substitute the following for S.B. No. 111:

By: Collier

C.S.S.B. No. 111

A BILL TO BE ENTITLED

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.