

AN ACT

relating to assistance in the investigation of certain open meetings offenses by the open records division of the attorney general's office.

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

SECTION 1. Subchapter B, Chapter 2A, Code of Criminal Procedure, is amended by adding Article 2A.067 to read as follows:

Art. 2A.067. PROVISION OF CERTAIN INFORMATION TO ATTORNEY GENERAL. (a) A law enforcement agency that submits to the office of a district attorney, criminal district attorney, or county attorney a report stating there is probable cause to believe an identified person has committed a criminal offense under Chapter 551, Government Code, shall simultaneously submit a copy of that report to the open records division of the attorney general's office.

(b) On request of the attorney general, a law enforcement agency shall provide all requested information that has not been made publicly available regarding an investigation of an offense under Chapter 551, Government Code, to the open records division of the attorney general's office.

SECTION 2. Subchapter C, Chapter 2A, Code of Criminal Procedure, is amended by adding Article 2A.112 to read as follows:

Art. 2A.112. INVESTIGATION OF OPEN MEETING OFFENSES. (a) A district attorney, criminal district attorney, or county attorney

1 representing the state in the prosecution of a criminal offense  
2 under Chapter 551, Government Code, may request the assistance of  
3 the open records division of the attorney general's office in the  
4 investigation of the offense.

5 (b) On request of the attorney general, the district  
6 attorney, criminal district attorney, or county attorney  
7 representing the state in the prosecution of a criminal offense  
8 under Chapter 551, Government Code, shall provide to the open  
9 records division of the attorney general's office all requested  
10 information that has not been made publicly available regarding the  
11 investigation of the offense.

12 (c) If a district attorney, criminal district attorney, or  
13 county attorney who receives a report under Article 2A.067(a) or  
14 who represents the state in the prosecution of a criminal offense  
15 under Chapter 551, Government Code, decides to not prosecute or to  
16 terminate the investigation of a case regarding an offense under  
17 that chapter, the attorney shall publish on any Internet website  
18 maintained by the attorney's office, for a period of not less than  
19 one year:

20 (1) notice of the attorney's decision to not prosecute  
21 or to terminate the investigation of the case; and

22 (2) the attorney's reason for not prosecuting or for  
23 terminating the investigation of the case.

24 SECTION 3. Subchapter B, Chapter 402, Government Code, is  
25 amended by adding Section 402.02801 to read as follows:

26 Sec. 402.02801. INVESTIGATION OF OPEN MEETING OFFENSES.

27 (a) The open records division of the attorney general's office, on

1 the request of a law enforcement agency under Article 2A.067, Code  
2 of Criminal Procedure, or an attorney representing the state under  
3 Article 2A.112, Code of Criminal Procedure, may assist the agency  
4 or attorney in the investigation of a criminal offense under  
5 Chapter 551.

6 (b) To assist in an investigation under Subsection (a), the  
7 open records division of the attorney general's office may request  
8 from a law enforcement agency or an attorney representing the state  
9 in the prosecution of an offense under Chapter 551 any information  
10 relating to the offense that has not been made publicly available.

11 SECTION 4. This Act takes effect September 1, 2025.

H.B. No. 3711

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President of the Senate

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Speaker of the House

I certify that H.B. No. 3711 was passed by the House on April 29, 2025, by the following vote: Yeas 131, Nays 13, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3711 on May 28, 2025, by the following vote: Yeas 82, Nays 40, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 3711 was passed by the Senate, with amendments, on May 26, 2025, by the following vote: Yeas 26, Nays 5.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor