

1-1 By: King, Hagenbuch S.B. No. 781  
1-2 (In the Senate - Filed January 14, 2025; February 7, 2025,  
1-3 read first time and referred to Committee on Criminal Justice;  
1-4 May 14, 2025, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 6, Nays 1; May 14, 2025,  
1-6 sent to printer.)

1-7 COMMITTEE VOTE

1-8		Yea	Nay	Absent	PNV
1-9	Flores	X			
1-10	Parker	X			
1-11	Hagenbuch	X			
1-12	Hinojosa of Hidalgo	X			
1-13	Huffman	X			
1-14	King	X			
1-15	Miles		X		

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 781 By: Hagenbuch

1-17 A BILL TO BE ENTITLED  
1-18 AN ACT

1-19 relating to certain files maintained by a law enforcement agency  
1-20 regarding certain employees of the agency.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter J, Chapter 1701, Occupations Code, is  
1-23 amended by adding Section 1701.45351 to read as follows:

1-24 Sec. 1701.45351. DEPARTMENT FILE. (a) In this section,  
1-25 "department file" means a file maintained by a law enforcement  
1-26 agency for each license holder employed by the agency for the  
1-27 agency's use.

1-28 (b) The head of a law enforcement agency or the head's  
1-29 designee shall maintain a department file on each license holder  
1-30 employed by the agency.

1-31 (c) A department file must contain any letter, memorandum,  
1-32 or document relating to the license holder not included in a  
1-33 personnel file maintained under a policy adopted under Section  
1-34 1701.4535, including any letter, memorandum, or document relating  
1-35 to alleged misconduct by the license holder for which the agency  
1-36 determines there is insufficient evidence to sustain the charge of  
1-37 misconduct.

1-38 (d) As provided by Section 1701.451, a law enforcement  
1-39 agency hiring a license holder is entitled to view the contents of  
1-40 the license holder's department file.

1-41 (e) A law enforcement agency shall provide contents from a  
1-42 license holder's department file to the commission in accordance  
1-43 with:

1-44 (1) the law enforcement agency's policy adopted in  
1-45 compliance with Section 1701.4522(b)(1)(D); or

1-46 (2) a request by the commission as part of an ongoing  
1-47 investigation relating to the license holder.

1-48 (f) Except as provided by Subsections (d) and (e), a law  
1-49 enforcement agency may not release any information contained in a  
1-50 license holder's department file to any other agency or person  
1-51 requesting information relating to the license holder. The agency  
1-52 shall refer the person or agency requesting the information to the  
1-53 agency head or the head's designee. A department file maintained  
1-54 under this section is confidential and not subject to disclosure  
1-55 under Chapter 552, Government Code.

1-56 SECTION 2. This Act takes effect September 1, 2025.

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