

By: Nichols, et al.

S.B. No. 1497

A BILL TO BE ENTITLED

AN ACT

relating to the search of certain wireless communications devices
by a peace officer.

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

SECTION 1. Article 18.0215(a), Code of Criminal Procedure,
is amended to read as follows:

(a) A peace officer may not search a person's cellular
telephone or other wireless communications device, pursuant to a
lawful arrest of the person without obtaining a warrant under this
article. A wireless communications device does not include a
skimmer as defined by Section 607.001, Business & Commerce Code, or
a device manufactured for the purpose of illicitly obtaining
payment card information or identifying information.

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