

1-1 By: West S.B. No. 111  
1-2 (In the Senate - Filed November 9, 2020; March 3, 2021, read  
1-3 first time and referred to Committee on Criminal Justice;  
1-4 April 1, 2021, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 6, Nays 0; April 1, 2021,  
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Whitmire	X		
1-10	Huffman	X		
1-11	Bettencourt	X		
1-12	Birdwell	X		
1-13	Hinojosa	X		
1-14	Miles	X		
1-15	Nichols		X	

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 111 By: Whitmire

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

1-19 relating to certain duties of law enforcement agencies concerning  
1-20 certain information subject to disclosure to a defendant.

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

1-22 SECTION 1. Chapter 2, Code of Criminal Procedure, is  
1-23 amended by adding Article 2.1397 to read as follows:

1-24 Art. 2.1397. DUTIES OF LAW ENFORCEMENT AGENCY FILING CASE.

1-25 (a) In this article:

1-26 (1) "Attorney representing the state" means an  
1-27 attorney authorized by law to represent the state in a criminal  
1-28 case, including a district attorney, criminal district attorney, or  
1-29 county attorney with criminal jurisdiction. The term does not  
1-30 include an attorney representing the state in a justice or  
1-31 municipal court under Chapter 45.

1-32 (2) "Law enforcement agency" means an agency of the  
1-33 state or an agency of a political subdivision of the state  
1-34 authorized by law to employ peace officers.

1-35 (b) A law enforcement agency filing a case with the attorney  
1-36 representing the state shall submit to the attorney representing  
1-37 the state a written statement by an agency employee with knowledge  
1-38 of the case acknowledging that all documents, items, and  
1-39 information in the possession of the agency that are required to be  
1-40 disclosed to the defendant in the case under Article 39.14 have been  
1-41 transmitted to the attorney representing the state.

1-42 (c) If at any time after the case is filed with the attorney  
1-43 representing the state the law enforcement agency discovers or  
1-44 acquires any additional document, item, or information required to  
1-45 be disclosed to the defendant under Article 39.14, an agency  
1-46 employee shall promptly transmit the document, item, or information  
1-47 to the attorney representing the state.

1-48 SECTION 2. This Act takes effect September 1, 2021.

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