

1-1 By: Oliverson, Harless (Senate Sponsor - Campbell) H.B. No. 4372  
 1-2 (In the Senate - Received from the House May 10, 2023;  
 1-3 May 11, 2023, read first time and referred to Committee on  
 1-4 Education; May 18, 2023, reported favorably by the following vote:  
 1-5 Yeas 13, Nays 0; May 18, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			
1-20	X			

1-21 A BILL TO BE ENTITLED  
 1-22 AN ACT

1-23 relating to the commissioning of peace officers by certain private  
 1-24 schools.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Subchapter C, Chapter 37, Education Code, is  
 1-27 amended by adding Section 37.0818 to read as follows:

1-28 Sec. 37.0818. PRIVATE SCHOOL PEACE OFFICERS. (a) This  
 1-29 section applies only to a private school that has an enrollment of  
 1-30 at least 1,500 students.

1-31 (b) The governing body of a private school to which this  
 1-32 section applies may commission peace officers to enforce state and  
 1-33 local law on a campus of the school.

1-34 (c) A peace officer commissioned by a private school under  
 1-35 this section must meet all minimum standards for peace officers  
 1-36 established by the Texas Commission on Law Enforcement.

1-37 SECTION 2. Article 2.12, Code of Criminal Procedure, is  
 1-38 amended to read as follows:

1-39 Art. 2.12. WHO ARE PEACE OFFICERS. The following are peace  
 1-40 officers:

1-41 (1) sheriffs, their deputies, and those reserve  
 1-42 deputies who hold a permanent peace officer license issued under  
 1-43 Chapter 1701, Occupations Code;

1-44 (2) constables, deputy constables, and those reserve  
 1-45 deputy constables who hold a permanent peace officer license issued  
 1-46 under Chapter 1701, Occupations Code;

1-47 (3) marshals or police officers of an incorporated  
 1-48 city, town, or village, and those reserve municipal police officers  
 1-49 who hold a permanent peace officer license issued under Chapter  
 1-50 1701, Occupations Code;

1-51 (4) rangers, officers, and members of the reserve  
 1-52 officer corps commissioned by the Public Safety Commission and the  
 1-53 Director of the Department of Public Safety;

1-54 (5) investigators of the district attorneys', criminal  
 1-55 district attorneys', and county attorneys' offices;

1-56 (6) law enforcement agents of the Texas Alcoholic  
 1-57 Beverage Commission;

1-58 (7) each member of an arson investigating unit  
 1-59 commissioned by a city, a county, or the state;

1-60 (8) officers commissioned under Section 37.081 or  
 1-61 37.0818, Education Code, or Subchapter E, Chapter 51, Education

2-1 Code;

2-2 (9) officers commissioned by the General Services

2-3 Commission;

2-4 (10) law enforcement officers commissioned by the

2-5 Parks and Wildlife Commission;

2-6 (11) officers commissioned under Chapter 23,

2-7 Transportation Code;

2-8 (12) municipal park and recreational patrolmen and

2-9 security officers;

2-10 (13) security officers and investigators commissioned

2-11 as peace officers by the comptroller;

2-12 (14) officers commissioned by a water control and

2-13 improvement district under Section 49.216, Water Code;

2-14 (15) officers commissioned by a board of trustees

2-15 under Chapter 54, Transportation Code;

2-16 (16) investigators commissioned by the Texas Medical

2-17 Board;

2-18 (17) officers commissioned by:

2-19 (A) the board of managers of the Dallas County

2-20 Hospital District, the Tarrant County Hospital District, the Bexar

2-21 County Hospital District, or the El Paso County Hospital District

2-22 under Section 281.057, Health and Safety Code;

2-23 (B) the board of directors of the Ector County

2-24 Hospital District under Section 1024.117, Special District Local

2-25 Laws Code;

2-26 (C) the board of directors of the Midland County

2-27 Hospital District of Midland County, Texas, under Section 1061.121,

2-28 Special District Local Laws Code; and

2-29 (D) the board of hospital managers of the Lubbock

2-30 County Hospital District of Lubbock County, Texas, under Section

2-31 1053.113, Special District Local Laws Code;

2-32 (18) county park rangers commissioned under

2-33 Subchapter E, Chapter 351, Local Government Code;

2-34 (19) investigators employed by the Texas Racing

2-35 Commission;

2-36 (20) officers commissioned under Chapter 554,

2-37 Occupations Code;

2-38 (21) officers commissioned by the governing body of a

2-39 metropolitan rapid transit authority under Section 451.108,

2-40 Transportation Code, or by a regional transportation authority

2-41 under Section 452.110, Transportation Code;

2-42 (22) investigators commissioned by the attorney

2-43 general under Section 402.009, Government Code;

2-44 (23) security officers and investigators commissioned

2-45 as peace officers under Chapter 466, Government Code;

2-46 (24) officers appointed by an appellate court under

2-47 Subchapter F, Chapter 53, Government Code;

2-48 (25) officers commissioned by the state fire marshal

2-49 under Chapter 417, Government Code;

2-50 (26) an investigator commissioned by the commissioner

2-51 of insurance under Section 701.104, Insurance Code;

2-52 (27) apprehension specialists and inspectors general

2-53 commissioned by the Texas Juvenile Justice Department as officers

2-54 under Sections 242.102 and 243.052, Human Resources Code;

2-55 (28) officers appointed by the inspector general of

2-56 the Texas Department of Criminal Justice under Section 493.019,

2-57 Government Code;

2-58 (29) investigators commissioned by the Texas

2-59 Commission on Law Enforcement under Section 1701.160, Occupations

2-60 Code;

2-61 (30) commission investigators commissioned by the

2-62 Texas Private Security Board under Section 1702.061, Occupations

2-63 Code;

2-64 (31) the fire marshal and any officers, inspectors, or

2-65 investigators commissioned by an emergency services district under

2-66 Chapter 775, Health and Safety Code;

2-67 (32) officers commissioned by the State Board of

2-68 Dental Examiners under Section 254.013, Occupations Code, subject

2-69 to the limitations imposed by that section;

3-1 (33) investigators commissioned by the Texas Juvenile  
3-2 Justice Department as officers under Section 221.011, Human  
3-3 Resources Code; and

3-4 (34) the fire marshal and any related officers,  
3-5 inspectors, or investigators commissioned by a county under  
3-6 Subchapter B, Chapter 352, Local Government Code.

3-7 SECTION 3. This Act takes effect September 1, 2023.

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