

1-1 By: Perry S.B. No. 502
1-2 (In the Senate - Filed November 25, 2024; February 3, 2025,
1-3 read first time and referred to Committee on Health & Human
1-4 Services; March 17, 2025, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;
1-6 March 17, 2025, sent to printer.)

1-7	COMMITTEE VOTE			
1-8		Yea	Nay	Absent
1-9	Kolkhorst	X		PNV
1-10	Perry	X		
1-11	Blanco	X		
1-12	Cook	X		
1-13	Hall	X		
1-14	Hancock	X		
1-15	Hughes			X
1-16	Miles	X		
1-17	Sparks	X		

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 502 By: Hancock

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to peace officers commissioned by the Health and Human
1-22 Services Commission's office of inspector general.
1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-24 SECTION 1. Article 2A.001, Code of Criminal Procedure, is
1-25 amended to read as follows:
1-26 Art. 2A.001. PEACE OFFICERS GENERALLY. The following are
1-27 peace officers:
1-28 (1) a sheriff, a sheriff's deputy, or a reserve deputy
1-29 sheriff who holds a permanent peace officer license issued under
1-30 Chapter 1701, Occupations Code;
1-31 (2) a constable, a deputy constable, or a reserve
1-32 deputy constable who holds a permanent peace officer license issued
1-33 under Chapter 1701, Occupations Code;
1-34 (3) a marshal or police officer of a municipality or a
1-35 reserve municipal police officer who holds a permanent peace
1-36 officer license issued under Chapter 1701, Occupations Code;
1-37 (4) a ranger, officer, or member of the reserve
1-38 officer corps commissioned by the Public Safety Commission and the
1-39 director of the Department of Public Safety;
1-40 (5) an investigator of a district attorney's, criminal
1-41 district attorney's, or county attorney's office;
1-42 (6) a law enforcement agent of the Texas Alcoholic
1-43 Beverage Commission;
1-44 (7) a member of an arson investigating unit
1-45 commissioned by a municipality, a county, or the state;
1-46 (8) an officer commissioned under Section 37.081,
1-47 Education Code, or Subchapter E, Chapter 51, Education Code;
1-48 (9) an officer commissioned by the Texas Facilities
1-49 Commission;
1-50 (10) a law enforcement officer commissioned by the
1-51 Parks and Wildlife Commission;
1-52 (11) an officer commissioned under Chapter 23,
1-53 Transportation Code;
1-54 (12) a municipal park and recreational patrol officer
1-55 or security officer;
1-56 (13) a security officer or investigator commissioned
1-57 as a peace officer by the comptroller;
1-58 (14) an officer commissioned by a water control and
1-59 improvement district under Section 49.216, Water Code;
1-60 (15) an officer commissioned by a board of trustees

2-1 under Chapter 54, Transportation Code;
 2-2 (16) an investigator commissioned by the Texas Medical
 2-3 Board;
 2-4 (17) an officer commissioned by:
 2-5 (A) the board of managers of the Dallas County
 2-6 Hospital District, the Tarrant County Hospital District, the Bexar
 2-7 County Hospital District, or the El Paso County Hospital District
 2-8 under Section 281.057, Health and Safety Code;
 2-9 (B) the board of directors of the Ector County
 2-10 Hospital District under Section 1024.117, Special District Local
 2-11 Laws Code;
 2-12 (C) the board of directors of the Midland County
 2-13 Hospital District of Midland County, Texas, under Section 1061.121,
 2-14 Special District Local Laws Code; or
 2-15 (D) the board of hospital managers of the Lubbock
 2-16 County Hospital District of Lubbock County, Texas, under Section
 2-17 1053.113, Special District Local Laws Code;
 2-18 (18) a county park ranger commissioned under
 2-19 Subchapter E, Chapter 351, Local Government Code;
 2-20 (19) an investigator employed by the Texas Racing
 2-21 Commission;
 2-22 (20) an officer commissioned under Chapter 554,
 2-23 Occupations Code;
 2-24 (21) an officer commissioned by the governing body of
 2-25 a metropolitan rapid transit authority under Section 451.108,
 2-26 Transportation Code, or a regional transportation authority under
 2-27 Section 452.110, Transportation Code;
 2-28 (22) an investigator commissioned by the attorney
 2-29 general under Section 402.009, Government Code;
 2-30 (23) a security officer or investigator commissioned
 2-31 as a peace officer under Chapter 466, Government Code;
 2-32 (24) an officer appointed by an appellate court under
 2-33 Subchapter F, Chapter 53, Government Code;
 2-34 (25) an officer commissioned by the state fire marshal
 2-35 under Chapter 417, Government Code;
 2-36 (26) an investigator commissioned by the commissioner
 2-37 of insurance under Section 701.104, Insurance Code;
 2-38 (27) an apprehension specialist or inspector general
 2-39 commissioned by the Texas Juvenile Justice Department as an officer
 2-40 under Section 242.102 or 243.052, Human Resources Code;
 2-41 (28) an officer appointed by the inspector general of
 2-42 the Texas Department of Criminal Justice under Section 493.019,
 2-43 Government Code;
 2-44 (29) an investigator commissioned by the Texas
 2-45 Commission on Law Enforcement under Section 1701.160, Occupations
 2-46 Code;
 2-47 (30) a fire marshal or any related officer, inspector,
 2-48 or investigator commissioned by a county under Subchapter B,
 2-49 Chapter 352, Local Government Code;
 2-50 (31) a fire marshal or any officer, inspector, or
 2-51 investigator commissioned by an emergency services district under
 2-52 Chapter 775, Health and Safety Code;
 2-53 (32) an officer commissioned by the State Board of
 2-54 Dental Examiners under Section 254.013, Occupations Code, subject
 2-55 to the limitations imposed by that section; ~~and~~
 2-56 (33) an investigator commissioned by the Texas
 2-57 Juvenile Justice Department as an officer under Section 221.011,
 2-58 Human Resources Code; and
 2-59 (34) an officer commissioned and employed by the
 2-60 Health and Human Services Commission's office of inspector general.
 2-61 SECTION 2. Section 544.0107, Government Code, as effective
 2-62 April 1, 2025, is amended by adding Subsection (d) to read as
 2-63 follows:
 2-64 (d) The office of inspector general shall ensure a peace
 2-65 officer employed under this section is compensated according to
 2-66 Schedule C of the position classification salary schedule
 2-67 prescribed by the General Appropriations Act.
 2-68 SECTION 3. Section 659.301(5), Government Code, is amended
 2-69 to read as follows:

3-1 (5) "State employee" means an individual who:

3-2 (A) is a commissioned law enforcement officer of
 3-3 the Department of Public Safety, the Texas Facilities Commission,
 3-4 the Texas Alcoholic Beverage Commission, the Texas Department of
 3-5 Criminal Justice, the attorney general, ~~[or]~~ the insurance fraud
 3-6 unit of the Texas Department of Insurance, or the Health and Human
 3-7 Services Commission's office of inspector general;

3-8 (B) is a commissioned security officer of the
 3-9 comptroller;

3-10 (C) is a law enforcement officer commissioned by
 3-11 the Parks and Wildlife Commission;

3-12 (D) is a commissioned peace officer of an
 3-13 institution of higher education;

3-14 (E) is an employee or official of the Board of
 3-15 Pardons and Paroles or the parole division of the Texas Department
 3-16 of Criminal Justice if the employee or official has routine direct
 3-17 contact with inmates of any penal or correctional institution or
 3-18 with administratively released prisoners subject to the board's
 3-19 jurisdiction;

3-20 (F) has been certified to the Employees
 3-21 Retirement System of Texas under Section 815.505 as having begun
 3-22 employment as a law enforcement officer or custodial officer,
 3-23 unless the individual has been certified to the system as having
 3-24 ceased employment as a law enforcement officer or custodial
 3-25 officer;

3-26 (G) before May 29, 1987, received hazardous duty
 3-27 pay based on the terms of any state law if the individual holds a
 3-28 position designated under that law as eligible for the pay; or

3-29 (H) is a security officer employed by the Texas
 3-30 Military Department.

3-31 SECTION 4. Section 661.918(a), Government Code, is amended
 3-32 to read as follows:

3-33 (a) This section applies to a peace officer under Article
 3-34 2A.001, Code of Criminal Procedure, who is commissioned as a law
 3-35 enforcement officer or agent, including a ranger, by:

3-36 (1) the Public Safety Commission and the director of
 3-37 the Department of Public Safety;

3-38 (2) the Parks and Wildlife Commission;

3-39 (3) the Texas Alcoholic Beverage Commission;

3-40 (4) the attorney general; or

3-41 (5) the insurance fraud unit of the Texas Department
 3-42 of Insurance; ~~[or]~~

3-43 (6) the comptroller; or

3-44 (7) the Health and Human Services Commission's office
 3-45 of inspector general.

3-46 SECTION 5. (a) The classification officer in the office of
 3-47 the state auditor shall classify the position of commissioned peace
 3-48 officer employed as an investigator by the Health and Human
 3-49 Services Commission's office of inspector general as a Schedule C
 3-50 position under the position classification plan maintained under
 3-51 Chapter 654, Government Code.

3-52 (b) The change made by the classification officer as
 3-53 required by this section applies beginning with the state fiscal
 3-54 biennium beginning September 1, 2025.

3-55 (c) This section expires September 1, 2027.

3-56 SECTION 6. Section 661.918(a), Government Code, as amended
 3-57 by this Act, applies only to an injury that occurs on or after the
 3-58 effective date of this Act.

3-59 SECTION 7. It is the intent of the 89th Legislature, Regular
 3-60 Session, 2025, that the amendments made by this Act to Article
 3-61 2A.001, Code of Criminal Procedure, be harmonized with another Act
 3-62 of the 89th Legislature, Regular Session, 2025, relating to
 3-63 nonsubstantive additions to and correction in enacted codes.

3-64 SECTION 8. This Act takes effect September 1, 2025.

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