

1-1 By: Birdwell, Flores S.B. No. 602
 1-2 (In the Senate - Filed January 25, 2023; February 17, 2023,
 1-3 read first time and referred to Committee on Border Security;
 1-4 March 29, 2023, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 3, Nays 1; March 29, 2023,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 Birdwell	X			
1-9 Flores	X			
1-10 Blanco		X		
1-11 Hinojosa			X	
1-12 King	X			

1-14 COMMITTEE SUBSTITUTE FOR S.B. No. 602 By: Birdwell

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the law enforcement authority of federal border patrol
 1-18 agents.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-20 SECTION 1. Article 2.122, Code of Criminal Procedure, is
 1-21 amended by adding Subsection (c-1) to read as follows:

1-22 (c-1) In addition to the power granted under Subsection (c),
 1-23 a Border Patrol Agent of the United States Customs and Border
 1-24 Protection has the powers of arrest and search and seizure as to any
 1-25 felony offense under the laws of this state, or any criminal offense
 1-26 under federal law, committed within the boundaries of a county:

1-27 (1) adjacent to the Texas-Mexico border or the Gulf of
 1-28 Mexico;

1-29 (2) adjacent to a county described by Subdivision (1);

1-30 or

1-31 (3) served by an attorney representing the state whose
 1-32 jurisdiction includes a county described by Subdivision (1) or (2).

1-33 SECTION 2. As soon as practicable after the effective date
 1-34 of this Act, the office of the attorney general shall give written
 1-35 notice to the commanding authority of each United States border
 1-36 patrol sector in this state regarding the authority granted to
 1-37 border patrol agents by this Act and the counties in that sector in
 1-38 which this authority may be exercised.

1-39 SECTION 3. This Act takes effect immediately if it receives
 1-40 a vote of two-thirds of all the members elected to each house, as
 1-41 provided by Section 39, Article III, Texas Constitution. If this
 1-42 Act does not receive the vote necessary for immediate effect, this
 1-43 Act takes effect September 1, 2023.

1-44 * * * * *