

1 AN ACT

2 relating to peace officers commissioned by the State Board of
3 Veterinary Medical Examiners.

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

5 SECTION 1. Subchapter D, Chapter 801, Occupations Code, is
6 amended by adding Section 801.165 to read as follows:

7 Sec. 801.165. PEACE OFFICERS. (a) The board may employ and
8 commission as a peace officer to enforce this chapter a person who
9 has been certified as qualified to be a peace officer by the Texas
10 Commission on Law Enforcement.

11 (b) If the board commissions peace officers under
12 Subsection (a), the board shall designate a peace officer as the
13 chief investigator to supervise and direct the other peace officers
14 commissioned by the board. The chief investigator must have
15 appropriate training and experience in law enforcement, as
16 determined by the board.

17 SECTION 2. Article 2.12, Code of Criminal Procedure, is
18 amended to read as follows:

19 Art. 2.12. WHO ARE PEACE OFFICERS. The following are peace
20 officers:

21 (1) sheriffs, their deputies, and those reserve
22 deputies who hold a permanent peace officer license issued under
23 Chapter 1701, Occupations Code;

24 (2) constables, deputy constables, and those reserve

1 deputy constables who hold a permanent peace officer license issued
2 under Chapter 1701, Occupations Code;

3 (3) marshals or police officers of an incorporated
4 city, town, or village, and those reserve municipal police officers
5 who hold a permanent peace officer license issued under Chapter
6 1701, Occupations Code;

7 (4) rangers, officers, and members of the reserve
8 officer corps commissioned by the Public Safety Commission and the
9 Director of the Department of Public Safety;

10 (5) investigators of the district attorneys', criminal
11 district attorneys', and county attorneys' offices;

12 (6) law enforcement agents of the Texas Alcoholic
13 Beverage Commission;

14 (7) each member of an arson investigating unit
15 commissioned by a city, a county, or the state;

16 (8) officers commissioned under Section 37.081,
17 Education Code, or Subchapter E, Chapter 51, Education Code;

18 (9) officers commissioned by the General Services
19 Commission;

20 (10) law enforcement officers commissioned by the
21 Parks and Wildlife Commission;

22 (11) airport police officers commissioned by a city
23 with a population of more than 1.18 million located primarily in a
24 county with a population of 2 million or more that operates an
25 airport that serves commercial air carriers;

26 (12) airport security personnel commissioned as peace
27 officers by the governing body of any political subdivision of this

1 state, other than a city described by Subdivision (11), that
2 operates an airport that serves commercial air carriers;

3 (13) municipal park and recreational patrolmen and
4 security officers;

5 (14) security officers and investigators commissioned
6 as peace officers by the comptroller;

7 (15) officers commissioned by a water control and
8 improvement district under Section 49.216, Water Code;

9 (16) officers commissioned by a board of trustees
10 under Chapter 54, Transportation Code;

11 (17) investigators commissioned by the Texas Medical
12 Board;

13 (18) officers commissioned by:

14 (A) the board of managers of the Dallas County
15 Hospital District, the Tarrant County Hospital District, the Bexar
16 County Hospital District, or the El Paso County Hospital District
17 under Section 281.057, Health and Safety Code;

18 (B) the board of directors of the Ector County
19 Hospital District under Section 1024.117, Special District Local
20 Laws Code; and

21 (C) the board of directors of the Midland County
22 Hospital District of Midland County, Texas, under Section 1061.121,
23 Special District Local Laws Code;

24 (19) county park rangers commissioned under
25 Subchapter E, Chapter 351, Local Government Code;

26 (20) investigators employed by the Texas Racing
27 Commission;

1 (21) officers commissioned under Chapter 554,
2 Occupations Code;

3 (22) officers commissioned by the governing body of a
4 metropolitan rapid transit authority under Section 451.108,
5 Transportation Code, or by a regional transportation authority
6 under Section 452.110, Transportation Code;

7 (23) investigators commissioned by the attorney
8 general under Section 402.009, Government Code;

9 (24) security officers and investigators commissioned
10 as peace officers under Chapter 466, Government Code;

11 (25) officers appointed by an appellate court under
12 Subchapter F, Chapter 53, Government Code;

13 (26) officers commissioned by the state fire marshal
14 under Chapter 417, Government Code;

15 (27) an investigator commissioned by the commissioner
16 of insurance under Section 701.104, Insurance Code;

17 (28) apprehension specialists and inspectors general
18 commissioned by the Texas Juvenile Justice Department as officers
19 under Sections 242.102 and 243.052, Human Resources Code;

20 (29) officers appointed by the inspector general of
21 the Texas Department of Criminal Justice under Section 493.019,
22 Government Code;

23 (30) investigators commissioned by the Texas
24 Commission on Law Enforcement under Section 1701.160, Occupations
25 Code;

26 (31) commission investigators commissioned by the
27 Texas Private Security Board under Section 1702.061, Occupations

1 Code;

2 (32) the fire marshal and any officers, inspectors, or
3 investigators commissioned by an emergency services district under
4 Chapter 775, Health and Safety Code;

5 (33) officers commissioned by the State Board of
6 Dental Examiners under Section 254.013, Occupations Code, subject
7 to the limitations imposed by that section;

8 (34) investigators commissioned by the Texas Juvenile
9 Justice Department as officers under Section 221.011, Human
10 Resources Code; ~~and~~

11 (35) the fire marshal and any related officers,
12 inspectors, or investigators commissioned by a county under
13 Subchapter B, Chapter 352, Local Government Code; and

14 (36) officers commissioned by the State Board of
15 Veterinary Medical Examiners under Section 801.165, Occupations
16 Code.

17 SECTION 3. This Act takes effect immediately if it receives
18 a vote of two-thirds of all the members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2019.

John Patrick

President of the Senate

Deis Boren

Speaker of the House

I certify that H.B. No. 1099 was passed by the House on April 18, 2019, by the following vote: Yeas 112, Nays 20, 1 present, not voting.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 1099 was passed by the Senate on May 21, 2019, by the following vote: Yeas 20, Nays 11.

Datsy Spaw
Secretary of the Senate

APPROVED: _____

Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:45 pm O'CLOCK

JUN 15 2019

[Signature]
Secretary of State

PROCLAMATION
BY THE
Governor of the State of Texas
41-3645

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, Greg Abbott, Governor of Texas, do hereby disapprove of and veto House Bill No. 1099 as passed by the Eighty-Sixth Texas Legislature, Regular Session, because of the following objections:

House Bill 1099 would allow the Texas Board of Veterinary Medical Examiners to hire peace officers to investigate violations of the Veterinary Licensing Act. Legislation was passed last session to help the Board develop an effective way to inspect and monitor the potential diversion of controlled substances at veterinarians' offices, and to consistently implement its enforcement procedures. The Board should use its existing tools instead of creating more state-commissioned peace officers and seeking out new tasks related to supervising those officers.

Since the Eighty-Sixth Texas Legislature, Regular Session, by its adjournment has prevented the return of this bill, I am filing these objections in the office of the Secretary of State and giving notice thereof by this public proclamation according to the aforementioned constitutional provision.



IN TESTIMONY WHEREOF, I have signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 15th day of June, 2019.

A handwritten signature in black ink that reads "Greg Abbott".

GREG ABBOTT
Governor of Texas

ATTESTED BY:

A handwritten signature in black ink that reads "Joe Esparza".

JOE ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:45pm O'CLOCK

JUN 15 2019