

SENATE CONCURRENT RESOLUTION

1
2 WHEREAS, Senate Bill No. 1652 has passed the senate and the
3 house of representatives and is being prepared for enrollment; and

4 WHEREAS, The bill contains technical errors that should be
5 corrected; now, therefore, be it

6 RESOLVED by the 78th Legislature of the State of Texas, That
7 the enrolling clerk of the senate be instructed to make the
8 following correction:

9 Add a new Article 9 to the bill to read as follows, renumber
10 existing Article 9 as Article 10, and renumber the sections of
11 existing Article 9 accordingly:

12 ARTICLE 9. SECURITY OFFICERS

13 SECTION 9.01. (a) Section 51.214, Education Code, is
14 amended to read as follows:

15 Sec. 51.214. SECURITY OFFICERS FOR MEDICAL CORPORATIONS IN
16 CERTAIN MUNICIPALITIES. (a) In any municipality with a population
17 of 1.18 million or more, the governing board of a private, nonprofit
18 medical corporation that provides security services for an
19 institution of higher education or a private postsecondary
20 educational institution and other entities located within the same
21 medical complex, or that provides security services for a branch of
22 that medical corporation [~~complex~~], may employ and commission
23 security personnel to enforce the law of this state within the
24 jurisdiction designated by Subsection (c) [~~at the medical complex~~

1 ~~and its branches].~~

2 (b) An officer commissioned under this section may make
3 arrests and has all the powers, privileges, and immunities of a
4 peace officer while ~~[on the property under the control and~~
5 ~~jurisdiction of the medical corporation or while otherwise]~~
6 performing the officer's [his] assigned duties within the
7 jurisdiction designated by Subsection (c). An officer assigned to
8 duty and commissioned shall take and file the oath required of peace
9 officers and shall execute and file a good and sufficient bond in
10 the sum of \$1,000, payable to the governor, with two or more good
11 and sufficient sureties, conditioned that the officer [he] will
12 fairly, impartially, and faithfully perform the duties required of
13 the officer [him] by law. The bond may be sued on from time to time
14 in the name of the person injured until the whole amount is
15 recovered.

16 (c) The jurisdiction of an officer commissioned under this
17 section is limited to:

18 (1) property owned, leased, managed, or controlled by
19 the medical corporation; and

20 (2) a street or alley that abuts the property or an
21 easement in or a right-of-way over or through the property.

22 (d) An officer commissioned by a medical corporation under
23 this section is not entitled to compensation or benefits provided
24 by this state or a political subdivision of this state.

25 (e) The state or a political subdivision of this state is
26 not liable for an act or omission of an officer commissioned under
27 this section during the performance of the officer's assigned

1 duties.

2 (f) A medical corporation may not commission a person under
3 this section unless the person obtains a peace officer license
4 issued by the Commission on Law Enforcement Officer Standards and
5 Education. The medical corporation shall pay to the Commission on
6 Law Enforcement Officer Standards and Education on behalf of an
7 employee any fees that are necessary to obtain a required license.

8 (g) A person's commission and any authority to act as an
9 officer under this section are automatically revoked if the
10 person's employment with a medical corporation is terminated for
11 any reason.

12 (b) This section takes effect September 1, 2003.

13 (c) A person commissioned before the effective date of this
14 section by a private nonprofit medical corporation under Section
15 51.214, Education Code, must obtain a peace officer license issued
16 by the Commission on Law Enforcement Officer Standards and
17 Education not later than September 1, 2004. If that person does not
18 obtain the license by that date, the person's commission and any
19 authority to act as an officer under Section 51.214, Education
20 Code, as amended by this section, are automatically revoked.

David Swihart
President of the Senate

Tom Coakley
Speaker of the House

I hereby certify that S.C.R. No. 71 was adopted by the Senate
on June 2, 2003.

Patricia Saw
Secretary of the Senate

I hereby certify that S.C.R. No. 71 was adopted by the House
on June 2, 2003.

Robert Haney
Chief Clerk of the House

Approved:

20 JUN 03
Date
RICK PERRY
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:30 pm O'CLOCK

JUN 22 2003
Ann Shea
Secretary of State