

CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

5/26/17

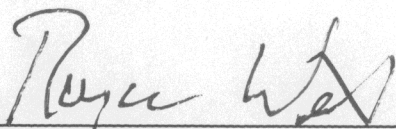
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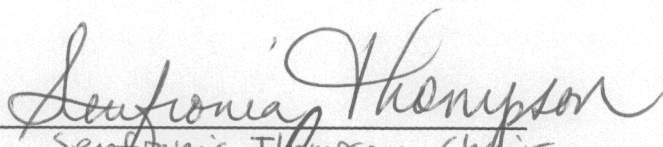
Honorable Dan Patrick
President of the Senate

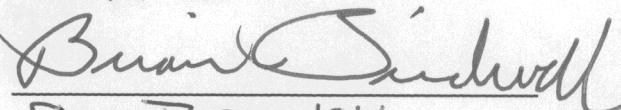
Honorable Joe Straus
Speaker of the House of Representatives

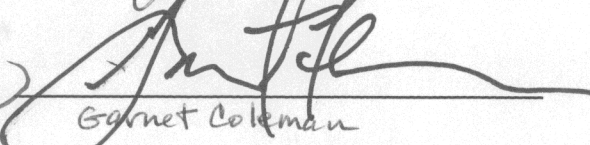
Sirs:

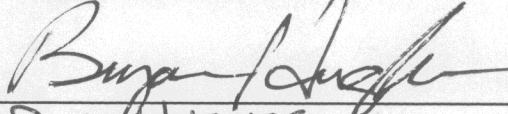
We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on SB 30 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

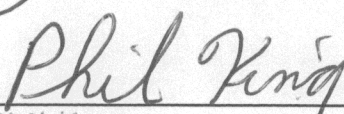

SEN. WEST



Senfonia Thompson, Chair

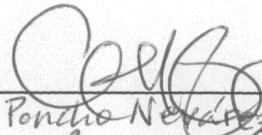

SEN. BIRDWELL

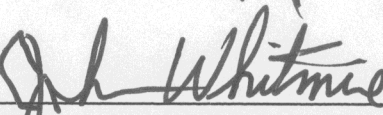

Garnet Coleman



SEN. HUGHES


Phil King


SEN. PERRY


Poncho Nevarez


On the part of the Senate
SEN. WHITMIRE


On the part of the House
James White

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

3rd Printing

S.B. No. 30

A BILL TO BE ENTITLED

1

AN ACT

2 relating to inclusion of instruction regarding interaction with
3 peace officers in the required curriculum for certain public school
4 students and in driver education courses and to civilian
5 interaction training for peace officers.

6

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

7

SECTION 1. This Act may be cited as the Community Safety
8 Education Act.

9

SECTION 2. Subchapter A, Chapter 28, Education Code, is
10 amended by adding Section 28.012 to read as follows:

11

Sec. 28.012. INSTRUCTION ON INTERACTION WITH LAW

12

ENFORCEMENT. (a) In this section:

13

(1) "Board" means the State Board of Education.

14

(2) "Commission" means the Texas Commission on Law

15

Enforcement.

16

(3) "Driver training school" has the meaning assigned

17

by Section 1001.001.

18

(b) The board and the commission shall enter into a

19

memorandum of understanding that establishes each agency's

20

respective responsibilities in developing instruction, including

21

curriculum and instructional modules, on proper interaction with

22

peace officers during traffic stops and other in-person encounters.

23

The instruction must include information regarding:

24

(1) the role of law enforcement and the duties and

1 responsibilities of peace officers;

2 (2) a person's rights concerning interactions with
3 peace officers;

4 (3) proper behavior for civilians and peace officers
5 during interactions;

6 (4) laws regarding questioning and detention by peace
7 officers, including any law requiring a person to present proof of
8 identity to a peace officer, and the consequences for a person's or
9 officer's failure to comply with those laws; and

10 (5) how and where to file a complaint against or a
11 compliment on behalf of a peace officer.

12 (c) In developing the instruction under this section, the
13 board and the commission may consult with any interested party,
14 including a volunteer work group convened for the purpose of making
15 recommendations regarding the instruction.

16 (d) Before finalizing any instruction under this section,
17 the board and the commission shall provide a reasonable period for
18 public comment.

19 (e) Subject to rules adopted by the board, a school district
20 or open-enrollment charter school may tailor the instruction
21 developed under this section as appropriate for the district's or
22 school's community. In tailoring the instruction, the district or
23 school shall solicit input from local law enforcement agencies,
24 driver training schools, and the community.

25 SECTION 3. Section 28.025, Education Code, is amended by
26 adding Subsection (b-20) to read as follows:

27 (b-20) The State Board of Education shall adopt rules to

1 include the instruction developed under Section 28.012 in one or
2 more courses in the required curriculum for students in grade
3 levels 9 through 12.

4 SECTION 4. Subchapter C, Chapter 1001, Education Code, is
5 amended by adding Section 1001.109 to read as follows:

6 Sec. 1001.109. INFORMATION RELATING TO TRAFFIC STOPS.

7 (a) The commission by rule shall require that information relating
8 to law enforcement procedures for traffic stops be included in the
9 curriculum of each driver education course and driving safety
10 course. The curriculum must include:

11 (1) a demonstration of the proper actions to be taken
12 during a traffic stop; and

13 (2) information regarding:

14 (A) the role of law enforcement and the duties
15 and responsibilities of peace officers;

16 (B) a person's rights concerning interactions
17 with peace officers;

18 (C) proper behavior for civilians and peace
19 officers during interactions;

20 (D) laws regarding questioning and detention by
21 peace officers, including any law requiring a person to present
22 proof of identity to a peace officer, and the consequences for a
23 person's or officer's failure to comply with those laws; and

24 (E) how and where to file a complaint against or a
25 compliment on behalf of a peace officer.

26 (b) In developing the curriculum under this section, the
27 commission may consult with any interested party, including a

1 volunteer work group convened for the purpose of making
2 recommendations regarding the curriculum.

3 SECTION 5. Section 1701.253, Occupations Code, is amended
4 by adding Subsection (n) to read as follows:

5 (n) As part of the minimum curriculum requirements, the
6 commission shall require an officer to complete the civilian
7 interaction training program developed under Section 1701.268. An
8 officer shall complete the program not later than the second
9 anniversary of the date the officer is licensed under this chapter
10 unless the officer completes the program as part of the officer's
11 basic training course.

12 SECTION 6. Subchapter F, Chapter 1701, Occupations Code, is
13 amended by adding Section 1701.268 to read as follows:

14 Sec. 1701.268. CIVILIAN INTERACTION TRAINING PROGRAM.

15 (a) In this section, "board" means the State Board of Education.

16 (b) The commission and the board shall enter into a
17 memorandum of understanding that establishes each agency's
18 respective responsibilities in developing a training program,
19 including training and testing materials, on proper interaction
20 with civilians during traffic stops and other in-person encounters.

21 The training program must include information regarding:

22 (1) the role of law enforcement and the duties and
23 responsibilities of peace officers;

24 (2) a person's rights concerning interactions with
25 peace officers;

26 (3) proper behavior for civilians and peace officers
27 during interactions;

1 (4) laws regarding questioning and detention by peace
2 officers, including any law requiring a person to present proof of
3 identity to a peace officer, and the consequences for a person's or
4 officer's failure to comply with those laws; and

5 (5) how and where to file a complaint against or a
6 compliment on behalf of a peace officer.

7 (c) In developing the training program under this section,
8 the commission and the board may consult with any interested party,
9 including a volunteer work group convened for the purpose of making
10 recommendations regarding the training program.

11 (d) Before finalizing a training program under this
12 section, the commission and the board shall provide a reasonable
13 period for public comment.

14 SECTION 7. (a) Not later than September 1, 2018:

15 (1) the State Board of Education and the Texas
16 Commission on Law Enforcement shall develop:

17 (A) the instruction required under Section
18 28.012, Education Code, as added by this Act; and

19 (B) the training program required under Section
20 1701.268, Occupations Code, as added by this Act; and

21 (2) the Texas Commission of Licensing and Regulation
22 shall adopt rules regarding the curriculum required under Section
23 1001.109, Education Code, as added by this Act.

24 (b) Section 28.025(b-20), Education Code, as added by this
25 Act, applies beginning with the 2018-2019 school year.

26 (c) A peace officer or reserve law enforcement officer who
27 holds a license under Chapter 1701, Occupations Code, issued on or

S.B. No. 30

1 before January 1, 2018, shall complete a training program
2 established under Section 1701.268, Occupations Code, as added by
3 this Act, not later than January 1, 2020.

4 SECTION 8. This Act takes effect September 1, 2017.

Senate Bill 30
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

No equivalent provision.

SECTION 1. Subchapter A, Chapter 28, Education Code, is amended.

SECTION 2. Section 28.025, Education Code, is amended.

SECTION 3. Subchapter C, Chapter 1001, Education Code, is amended.

SECTION 4. Section 1701.253, Occupations Code, is amended.

SECTION 5. Subchapter F, Chapter 1701, Occupations Code, is amended.

SECTION 6. Transition provision.

SECTION 7. Effective date.

HOUSE VERSION (IE)

SECTION __. This Act may be cited as the Community Safety Act. [FA1]

SECTION 1. Substantially the same as Senate version except replaces references to "police officer" with references to "peace officer" and includes instruction on the value that peace officers bring to the community among instruction developed by the State Board of Education and the Texas Commission on Law Enforcement. [FA1]

SECTION 2. Same as Senate version

SECTION 3. Same as Senate version except replaces references to "police officer" with references to "peace officer." [FA1]

SECTION 4. Same as Senate version.

SECTION 5. Same as Senate version except replaces references to "police officer" with references to "peace officer" and includes among the required contents of the civilian interaction training program information regarding the use by officers of de-escalation strategies and techniques. [FA1]

SECTION 6. Same as Senate version except includes a requirement for the Task Force on Civilian-Peace Officer Interactions to establish certain initial criteria. [FA1]

SECTION 7. Same as Senate version.

CONFERENCE

SECTION 1. Same as House version.

SECTION 2. Same as Senate version except replaces references to "police officer" with references to "peace officer."

SECTION 3. Same as Senate version.

SECTION 4. Same as House version.

SECTION 5. Same as Senate version.

SECTION 6. Same as Senate version except replaces references to "police officer" with references to "peace officer."

SECTION 7. Same as Senate version.

SECTION 8. Same as Senate version.

Senate Bill 30
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION	HOUSE VERSION (IE)	CONFERENCE
No equivalent provision.	SECTION __. Chapter 2, Code of Criminal Procedure, is amended. [FA1]	Same as Senate version.
No equivalent provision.	SECTION __. Article 2.139, Code of Criminal Procedure, as added by Chapter 1124 (H.B. 3791), Acts of the 84th Legislature, Regular Session, 2015, is redesignated as Article 2.1396, Code of Criminal Procedure. [FA1]	Same as Senate version.
No equivalent provision.	SECTION __. Transition provision. [FA1]	Same as Senate version.
No equivalent provision.	SECTION __. Procedural provision. [FA1]	Same as Senate version.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 27, 2017

TO: Honorable Dan Patrick, Lieutenant Governor, Senate
Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB30 by West (Relating to inclusion of instruction regarding interaction with peace officers in the required curriculum for certain public school students and in driver education courses and to civilian interaction training for peace officers.), **Conference Committee Report**

No significant fiscal implication to the State is anticipated.

The bill would direct the State Board of Education and the Texas Commission on Law Enforcement to develop instructional materials concerning proper interaction with law enforcement officials and to develop training for peace officers concerning proper interaction with civilians. The bill would allow the Board and Commission to consult with any interested party, including a volunteer work group convened for the purpose of making recommendations, relating to the instructional materials and training program.

Instruction relating to interaction with law enforcement would be included in the required curriculum for public school students in grades 9-12. Instruction and testing concerning specific information relating to law enforcement practices would also be required in driver education and driving safety courses provided to individuals. The bill would require development of a training program including instruction and testing materials for peace officers and reserve law enforcement officers pertaining to proper interaction with civilians during traffic stops and other in-person encounters.

The bill would require development of all materials by September 1, 2018. Instruction for public school students would be required beginning with school year 2018-19. Peace officers and reserve law enforcement officers would be required to complete training by January 1, 2020. The bill would take effect September 1, 2017.

The Texas Education Agency estimates minimal costs related to developing the required instructional materials; this analysis assumes associated costs will not be significant. The Texas Commission on Law Enforcement estimates no additional fiscal implications.

Local Government Impact

The Texas Education Agency indicates that school districts could incur local costs associated with training appropriate staff to effectively provide the required instruction and with providing instructional materials.

Source Agencies: 407 Commission on Law Enforcement, 701 Texas Education Agency
LBB Staff: UP, FR, AM, AW, KJo

Certification of Compliance with

Rule 13, Section 6(b), House Rules of Procedure

Rule 13, Section 6(b), House Rules of Procedure, requires a copy of a conference committee report signed by a majority of each committee of the conference to be furnished to each member of the committee in person or, if unable to deliver in person, by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Rule 13, Section 10(a). The paper copies of the report submitted to the chief clerk under Rule 13, Section 10(b), must contain a certificate that the requirement of Rule 13, Section 6(b), has been satisfied, and that certificate must be attached to the copy of the report furnished to each member under Rule 13, Section 10(d). Failure to comply with this requirement is not a sustainable point of order under Rule 13.

I certify that a copy of the conference committee report on SB 30 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Rule 13, Section 10(b), House Rules of Procedure.

Stephonia Thompson
(name)

May 26, 2017
(date)

17R337(3)