

CHAPTER 68

S.B. No. 82

AN ACT

relating to the authority of a peace officer to make warrantless arrests outside his jurisdiction, to his duties after making the arrest, and to workers' compensation insurance for such peace officers.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Article 14.03, Code of Criminal Procedure, is amended by adding Subsection (c) to read as follows:

(c) A peace officer who is outside his jurisdiction may arrest, without warrant, a person who commits an offense within the officer's presence or view, if the offense is a felony or a violation of Title 9, Chapter 42, Penal Code. A peace officer making an arrest under this subsection shall, as soon as practicable after making the arrest, notify a law enforcement agency having jurisdiction where the arrest was made. The law enforcement agency shall then take custody of the person committing the offense and take the person before a magistrate in compliance with Article 14.06 of this code.

SECTION 2. Subdivision (1), Section 1, Article 8309g, Revised Statutes, is amended to read as follows:

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(1) "Employee" means a person *who is*:

(A) in the service of the state pursuant to election, appointment, or an express contract of hire, oral or written;

(B) [~~The term includes a person who is~~] paid from state funds but whose duties require they work and frequently receive supervision in a political subdivision of the state; or

(C) *a peace officer employed by a political subdivision, while that peace officer is exercising authority granted under Article 14.03(c), Code of Criminal Procedure.*

SECTION 3. This Act takes effect September 1, 1987.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed the Senate on March 17, 1987, by a viva-voce vote. Passed the House on April 23, 1987, by a non-record vote.

Approved May 6, 1987.

Effective Sept. 1, 1987.