

BILL SUMMARY
1st Session of the 59th Legislature

Bill No.:	HB2132
Version:	Int
Request Number:	5475
Author:	George
Date:	2/10/2023
Impact:	Please see previous summary of this measure

Research Analysis

HB 2132 provides that a law enforcement agency may not disclose to an attorney representing the state information relating to misconduct by a peace officer who is or will serve as a witness in a criminal proceeding unless the allegation of misconduct has been finally adjudicated as sustained. A peace officer who is the subject of a report of misconduct submitted to an attorney representing the state by a law enforcement agency or who has been notified of a determination by the attorney representing the state that the officer is not considered credible to testify in a criminal proceeding as a result of an allegation of misconduct may dispute that report or determination by filing a petition with the Office of the Attorney General who may then conduct a contested case hearing for the petition. An administrative law judge appointed by the Office of the Attorney General shall determine by a preponderance of the evidence whether the alleged misconduct occurred regardless of whether the applicable officer was terminated or whether that officer resigned, retired, or separated in lieu of termination.

Prepared By: Brad Wolgamott

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: House Fiscal Staff

Other Considerations

None.