



Howe Police Department

700 W. Haning Street - PO Box 518 - Howe, Texas 75459 - 903-532-0091

CITIZEN COMPLAINT FORM

Control# _____
(Department Use Only)

My name is: _____

My address is: _____
(Street) (City) (State) (Zip Code)

My phone number is: _____
(Home/Cell) (Work)

My date of birth is: _____

My place of employment is: _____

TEXAS GOVERNMENT CODE:

Sec. 614.022. COMPLAINT TO BE IN WRITING AND SIGNED BY COMPLAINANT.

To be considered by the head of a state agency or by the head of a fire department or local law enforcement agency, the complaint must be:

- (1) in writing; and
- (2) signed by the person making the complaint.

Added by Acts 1993, 73rd Leg., ch. 268, Sec. 1, eff. Sept. 1, 1993.

Amended by:

Acts 2005, 79th Leg., Ch. 507 (H.B. 639), Sec. 1, eff. September 1, 2005.

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Sec. 614.023. COPY OF COMPLAINT TO BE GIVEN TO OFFICER OR EMPLOYEE.

(a) A copy of a signed complaint against a law enforcement officer of this state or a fire fighter, detention officer, county jailer, or peace officer appointed or employed by a political subdivision of this state shall be given to the officer or employee within a reasonable time after the complaint is filed.

(b) Disciplinary action may not be taken against the officer or employee unless a copy of the signed complaint is given to the officer or employee.

(c) In addition to the requirement of Subsection (b), the officer or employee may not be indefinitely suspended or terminated from employment based on the subject matter of the complaint unless:

- (1) the complaint is investigated; and
- (2) there is evidence to prove the allegation of misconduct.

Added by Acts 1993, 73rd Leg., ch. 268, Sec. 1, eff. Sept. 1, 1993.

Amended by:

Acts 2005, 79th Leg., Ch. 507 (H.B. 639), Sec. 1, eff. September 1, 2005.

TEXAS PENAL CODE:

Sec. 37.08. FALSE REPORT TO PEACE OFFICER, FEDERAL SPECIAL INVESTIGATOR, OR LAW ENFORCEMENT EMPLOYEE.

(a) A person commits an offense if, with intent to deceive, he knowingly makes a false statement that is material to a criminal investigation and makes the statement to:

- (1) a peace officer or federal special investigator conducting the investigation;

or

- (2) any employee of a law enforcement agency that is authorized by the agency to conduct the investigation and that the actor knows is conducting the investigation.

(b) In this section, "law enforcement agency" has the meaning assigned by Article 59.01, Code of Criminal Procedure.

(c) An offense under this section is a Class B misdemeanor.

Acts 1973, 63rd Leg., p. 883, ch. 399, Sec. 1, eff. Jan. 1, 1974. Amended by Acts 1993, 73rd Leg., ch. 900, Sec. 1.01, eff. Sept. 1, 1994; Acts 1997, 75th Leg., ch. 925, Sec. 1, eff. Sept. 1, 1997.

Amended by:

Acts 2011, 82nd Leg., R.S., Ch. 839 (H.B. 3423), Sec. 2, eff. September 1, 2011.

Acts 2011, 82nd Leg., R.S., Ch. 839 (H.B. 3423), Sec. 3, eff. September 1, 2011.

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I _____ make this affidavit voluntarily and from my own personal knowledge of an incident or event involving an officer with the Howe Police Department. I acknowledge my understanding that any complaint made against a law enforcement officer of the State of Texas must be in writing, and signed by the complainant, before it may be considered. I also acknowledge my understanding that the officer must be provided with a copy of any complaint prior to any potential action being taken against an officer. Furthermore, I hereby acknowledge that I may be subject to civil and/or criminal penalties for intentionally or knowingly filing a false or fictitious complaint against a Peace Officer of the State of Texas.

I have read this document consisting of _____ pages and hereby affirm that the statements contained herein are true and correct.

COMPLAINANT SIGNATURE

DATE COMPLAINT SUBMITTED

Sworn to and subscribed before me on the _____ day of _____, 20____.

Notary Public in and for State of _____
My commission expires ____/____/____

Printed Name of Notary

Notary Signature