



Prosper Police Department

801 Safety Way, Prosper, TX 75078 Phone: 972-347-2226

Citizen Formal Complaint Form

****PLEASE READ FIRST AND ACKNOWLEDGE BY INITIALLING WHERE DESIGNATED.****

Under the laws of the State of Texas-Government Code Section 614, the following statutes apply for a complaint against a law enforcement officer or fire fighter:

Sec. 614.021. APPLICABILITY OF SUBCHAPTER. (a) Except as provided by Subsection (b), this subchapter applies only to a complaint against:

- (1) a law enforcement officer of the State of Texas, including an officer of the Department of Public Safety or of the Texas Alcoholic Beverage Commission;
- (2) a fire fighter who is employed by this state or a political subdivision of this state;
- (3) a peace officer under Article 2.12, Code of Criminal Procedure, or other law who is appointed or employed by a political subdivision of this state; or
- (4) a detention officer or county jailer who is appointed or employed by a political subdivision of this state.

Initials: _____

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.

Initials: _____

Sec. 614.023. COPY OF 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.

Initials: _____

And the 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.

Citizen Formal Complaint Form (Continued)

(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.

Initials: _____

Today's Date: _____ Complainant's Full Name: _____

Driver's License or ID #: _____ Date of Birth: _____

Social Security #: _____

Email: _____

Primary Phone #: _____ Alternate Phone #: _____

Complete Address: _____

If you know the names of the employee(s) you are making a formal complaint against, please list their names and badge numbers (if known) here:

1) _____ 2) _____

3) _____ 4) _____

If you do NOT know the name of the employee(s), please describe them below:

1) Male Female Asian Black Hispanic White Other: _____

Height: _____ Weight: _____ Hair Color: _____

2) Male Female Asian Black Hispanic White Other: _____

3)

Height: _____ Weight: _____ Hair Color: _____

Reason for Complaint:

**DO NOT COMPLETE BELOW THIS TEXT. YOU MUST SUBMIT COMPLAINT IN PERSON TO A
PROPSER POLICE DEPARTMENT SUPERVISOR. SIGNATURE WILL BE REQUIRED AT TIME
OF SUBMISSION.**

I have read each page of this statement consisting of _____ page(s). Each page bears my initials and corrections-if any, bear my initials and I certify that the facts contained herein are true and correct.

Complainant's Signature: _____

This statement was signed at _____ A.M/P.M on the _____ day of
_____, 20_____.

WITNESS PRINTED NAME: _____

WINTESS SIGNATURE: _____