

The Office of
County Sheriff

Presented by:

***Maxey Cerliano, Sheriff
Gregg County***



Sheriff Maxey Cerliano



- **Sheriff of Gregg County since 2001**
- **Retired Asst. Police Chief City of Kilgore**
- **Past President of the Sheriff's Association of Texas**
- **Over 45 Years of Law Enforcement**

Sheriff Maxey Cerliano



- **Director, Texas Association of Counties (2014)**
- **Director, Vice Chair, and Chairman**
 - **Texas Risk Management Pool (2016-2021)**
- **Member TAC Leadership Development Committee (2015-Present)**
- **TAC Leadership Foundation 2008 Leadership Class**
- **TAC Leadership 254 2023-2024 Class**



HISTORY OF THE OFFICE OF SHERIFF

- Created by the Texas Constitution
- History indicates, Stephen F. Austin requested authorization in 1827
- First Sheriff in Texas appointed 1828





CONSTITUTIONAL AUTHORITY

■ **Article 5, Sec 23**

- **SHERIFFS.** There shall be elected by the qualified voters of each county a Sheriff, who shall hold his office for the term of four years, whose duties, qualifications, perquisites, and fees of office, shall be prescribed by the Legislature, and vacancies in whose office shall be filled by the Commissioners Court until the next general election





OFFICE OF THE SHERIFF

- Serves as a licensed peace officer and is responsible for enforcing the criminal laws of the state.
- Manages and operates the county jail.
- Provides security for the courts.
- Serves warrants and civil papers.
- Regulates bail bondsmen in counties with no bail bond board.
- May serve as the Tax Assessor-Collector in counties with fewer than 8,000 residents.





LOCAL GOVERNMENT CODE 85.003

- A person appointed as a deputy, before beginning to perform the duties of office, must take and subscribe the official oath, which, together with the certificate of the officer administering the oath, must be endorsed on the appointment.
- **Deputies serve at the pleasure of the Sheriff.**





COUNTY POLICIES AND THE SHERIFF

- The Sheriff can elect to exempt himself from certain county policies.
 - Example, **Grievance Policy**
- The Sheriff can add to and make some policies more strict for his deputies and staff.
- The Sheriff shall inform the Commissioners Court in writing of what policies he will exempt his office from.





BASIC RESPONSIBILITIES

■ **JAIL!!!**

- 9-1-1 Dispatch, Communication Services
- Patrol – Calls for service
- Criminal Investigative Services
- Crime Prevention Services, Public Information Officer, & Community Relations
- Homeland Security & Emergency Management





BASIC RESPONSIBILITIES

- **Court House Security – Senate Bill 42**
 - Sections 3-4, 9: Court Security Committee
- **Warrant Service**
- **Civil Process**
- **Asset Forfeitures**
- **Inmate Transportation**
- **Livestock (Estrays)**





BASIC RESPONSIBILITIES

- Airport Public Safety
- Aviation Divisions
- Liaison with State and Federal Law Enforcement Agencies





REPORTING RESPONSIBILITIES

- Registration and Data Collection
 - Racial Profiling Reports
 - NIBRS
 - TCIC & NCIC
 - Sex Offender Registration
 - Victims Services/Victim Notification Everyday (VINE)





THE COUNTY JAIL

- **Sec. 351.041. SHERIFF.**
 - The sheriff of each county is the keeper of the county jail. The sheriff shall safely keep all prisoners committed to the jail by a lawful authority, subject to an order of the proper court.





THE COUNTY JAIL

- **Sec. 351.001. DUTY TO PROVIDE JAILS; LOCATION.**
 - The commissioners court of a county shall provide safe and suitable jails for the county.





JAIL STANDARDS

- **Sec. 351.002. JAIL STANDARDS.**
 - The jail standards prescribed by this subchapter are minimum standards for county jails. Each county jail must comply with the minimum standards and the rules and procedures of the Commission on Jail Standards.





COMMISSARY PROCEEDS

- **Local Government Code 351.0415**
 - Sheriff may use commissary proceeds to “fund physical plant improvements, technology, equipment, programs, services, and activities that provide for the well-being, health, safety, and security of the inmates and the facility.





COMMISSARY AND SEIZED ASSETS FUNDS

- **59.06 Texas Code of Criminal Procedure**
 - Asset Funds are made available to the Sheriff
- **Commissary Funds and Seized Asset Funds cannot be used for salaries**
 - Use is limited.
- **Usage of these funds by the Sheriff do not require approval from the Commissioners Court**
 - An acknowledgement.





TEXAS SENATE BILL 22

SHERIFF'S FUNDING

- **Rural Law Enforcement Funding Grant**
- For sheriff's offices, a qualified county is eligible for the following: \$250,000 if the county has a population of less than 10,000; \$350,000 if the county has a population of 10,000 or more and less than 50,000; or. \$500,000 if the county has a population of 50,000 or more and 300,000 or less.





SCHOOL SAFETY

- School Resource Officers and Security
- Sheriff Hosted School Safety Meeting
 - Meetings Published School Safety Center (Bi-annual)
 - Local Government Code, Chapter 85.024





TRAINING REQUIREMENTS

- Senate Bill 1852
 - All Texas Peace Officers must attend a minimum of 16 hours of **ALERRT** active shooter training per 2 year training cycle.
- All Texas Peace Officers must have 40 hours of TCOLE training per 2 year cycle
- Training is Expensive, UNFUNDED MANDATES!



QUESTIONS??



- Sheriff Maxey Cerliano

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