

**MONTGOMERY COUNTY SHERIFF'S OFFICE
ADMINISTRATIVE INVESTIGATION**

Non-Employee (Citizen) COMPLAINT WARNING / AFFIDAVIT

File No: _____

Requirement for making Complaint Against a Law Enforcement Officer or Firefighter.

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 or police department, the complaint must be:

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

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, fire fighter, or police officer 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.

Acts 1993, 73^d Leg., ch/263. Sec.1, eff. 9-1-93

PENAL CODE

Sec. 37.02 Perjury.

- (a) A person commits an offense, if with intent to deceive and with knowledge of the statement's meaning:
 - (1) he makes a false statement under oath or swears to the truth of a false statement previously made and the statement is required or authorized by law to be made under oath; or
 - (2) he makes a false sworn declaration under Chapter 132, Civil Practice and Remedies Code.
- (b) An offense under this section is a Class A Misdemeanor.

Sec. 37.03. Aggravated Perjury.

- (a) A person commits an offense if he commits perjury as defined in Section 37.02. and the false statement:
 - (1) is made during or in connection with an official proceeding; and
 - (2) is material.
- (b) An offense under this section is a Felony of the Third Degree.

