

By: Meza

H.B. No. 3264

A BILL TO BE ENTITLED

AN ACT

relating to the removal of a county officer from office.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 87.013, Local Government Code, is amended to read as follows:

Sec. 87.013. GENERAL GROUNDS FOR REMOVAL. (a) An officer may be removed for:

(1) incompetency;

(2) official misconduct; or

(3) intoxication, as defined by Section 49.01(2) of the Penal Code, on or off duty ~~caused by drinking an alcoholic beverage.~~

(b) Intoxication is not a ground for removal if it appears at the trial that the intoxication was caused by drinking an alcoholic beverage on the direction and prescription of a licensed physician practicing in this state.

SECTION 2. This act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2023.