

By: Hamric

H.B. No. 1389

A BILL TO BE ENTITLED

AN ACT

relating to a sheriff's appeal to a district court of a decision by a civil service commission.

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

SECTION 1. Sections 158.037(a) and (c), Local Government Code, are amended to read as follows:

(a) An employee who, on a final decision by the commission, is demoted, suspended, or removed from a position may appeal the decision by filing a petition in a district court in the county within 30 days after the date of the decision. If the commission reverses or modifies the demotion, suspension, or removal of an employee, the sheriff may appeal the decision by filing a petition in a district court in the county within 30 days after the date of the decision.

(c) If the district court renders judgment for the employee ~~[petitioner]~~, the court may order reinstatement of the employee, payment of back pay, or other appropriate relief. If the district court renders judgment for the sheriff, the court shall enter an order affirming the demotion, suspension, or removal of the employee.

SECTION 2. This Act takes effect September 1, 2003.