

By: Bailey

H.B. No. 2370

A BILL TO BE ENTITLED

1 AN ACT

2 relating to collective bargaining by officials of the state or of a  
3 political subdivision of the state.

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

5 SECTION 1. The heading to Section 617.002, Government Code,  
6 is amended to read as follows:

7 Sec. 617.002. COLLECTIVE BARGAINING BY PUBLIC EMPLOYERS  
8 PROHIBITED; EXCEPTIONS.

9 SECTION 2. Section 617.002, Government Code, is amended by  
10 amending Subsection (a) and adding Subsections (d) and (e) to read  
11 as follows:

12 (a) Except as provided by Subsection (d), an [An] official  
13 of the state or of a political subdivision of the state may not  
14 enter into a collective bargaining contract with a labor  
15 organization regarding wages, hours, or conditions of employment of  
16 public employees.

17 (d) Subsections (a), (b), and (c) do not apply to:

18 (1) a meet and confer agreement described by  
19 Subsection (e); or

20 (2) a collective bargaining or meet and confer process  
21 specifically authorized by other law.

22 (e) A written agreement to meet and confer between the  
23 governing body of a municipality with a population of 10,000 or more  
24 and a labor organization representing the majority of the peace

1 officers employed by the municipality is binding and enforceable if  
2 the agreement is approved by a majority vote of the governing body  
3 and a majority of the peace officers affected by the agreement. A  
4 written agreement ratified under this subsection supersedes a  
5 previous statute, ordinance, or rule concerning wages, salaries,  
6 rates of pay, hours of work, and other conditions of employment of  
7 the peace officers to the extent of any conflict.

8 SECTION 3. This Act takes effect September 1, 2003.