

By: Olivo

H.B. No. 3134

Substitute the following for H.B. No. 3134:

By: Casteel

C.S.H.B. No. 3134

A BILL TO BE ENTITLED

AN ACT

relating to the creation of a sheriff's department civil service system in certain counties.

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

SECTION 1. Section 158.032, Local Government Code, is amended to read as follows:

Sec. 158.032. CREATION OF CIVIL SERVICE SYSTEM ~~[ELIGIBLE DEPARTMENTS]~~. (a) A sheriff's department in a county with a population of more than 500,000 may, in accordance with this subchapter, create a civil service system.

(b) The commissioners court of a county eligible for a civil service system under Section 158.002 may create a civil service system for the sheriff's department of the county by adopting an order in the manner provided by Section 158.003. A civil service system created under this subsection is governed by this subchapter. This subsection does not apply to a county with a population of more than 500,000.

SECTION 2. Section 158.033(a), Local Government Code, is amended to read as follows:

(a) If at least 20 percent of the employees of a sheriff's ~~[an eligible]~~ department eligible for a civil service system under Section 158.032(a) ~~[this subchapter]~~ sign a petition requesting an election under this section and present the petition to the county judge of the employing county, the judge shall order a departmental

1 election on the question of the creation of a sheriff's department
2 civil service system.

3 SECTION 3. Section 158.034(a), Local Government Code, is
4 amended to read as follows:

5 (a) In a county with a population of less than 2.8 million,
6 if a majority of the employees voting at the election approve the
7 creation of a sheriff's department civil service system or the
8 commissioners court orders the creation of a sheriff's department
9 civil service system, the sheriff, commissioners court, and
10 district attorney shall each appoint one person to serve as a member
11 of the civil service commission that administers the system. In a
12 county with a population of 2.8 million or more, if a majority of
13 the employees voting at the election approve the creation of a
14 sheriff's department civil service system, the sheriff,
15 commissioners court, and district attorney shall each appoint two
16 persons to serve as members of the civil service commission that
17 administers the system, and the three appointing authorities shall
18 appoint one member by joint action requiring the affirmative vote
19 of each of the authorities.

20 SECTION 4. This Act takes effect September 1, 2003.