

By: Lindsay

S.B. No. 120

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to a sheriff's appeal to a district court of a decision by  
3 a civil service commission.

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

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

7 (a) An employee who, on a final decision by the commission,  
8 is demoted, suspended, or removed from a position may appeal the  
9 decision by filing a petition in a district court in the county  
10 within 30 days after the date of the decision. The sheriff may  
11 appeal a final commission decision that reverses or modifies an  
12 employee's demotion, suspension, or removal by filing a petition in  
13 a district court in the county within 30 days after the date of the  
14 decision.

15 (c) If the district court renders judgment for the  
16 petitioner, the court may order reinstatement of the employee,  
17 payment of back pay, or other appropriate relief. If the district  
18 court renders judgment for the sheriff, the court shall reverse the  
19 decision of the commission and affirm the decision of the sheriff.

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