

By: Gallegos

S.B. No. 307

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the composition of the Commission on Law Enforcement  
3 Officer Standards and Education.

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

5 SECTION 1. Section 1701.051(a), Occupations Code, is  
6 amended to read as follows:

7 (a) The Commission on Law Enforcement Officer Standards and  
8 Education is an agency of this state and consists of nine members  
9 appointed by the governor with the advice and consent of the senate  
10 as follows:

11 (1) one member who is a sheriff;

12 (2) one member who is a constable;

13 (3) one member who is a chief [~~three members who are~~  
14 ~~sheriffs, constables, or chiefs~~] of police;

15 (4) [~~(2)~~] three members who:

16 (A) are licensed under this chapter, two of whom  
17 are peace officers who, at the time of appointment, hold  
18 nonsupervisory positions with a law enforcement agency; and

19 (B) have been licensed under this chapter for the  
20 five years preceding the date of appointment; and

21 (5) [~~(3)~~] three members who represent the public.

22 SECTION 2. Section 1701.054(a), Occupations Code, is  
23 amended to read as follows:

24 (a) Appointed commission members serve staggered six-year

1 terms. Every two years:

2 (1) the term of the member [~~one of the members~~]  
3 appointed under Section 1701.051(a)(1), (2), or (3), as  
4 appropriate, [~~1701.051(a)(1)~~] expires;

5 (2) the term of one of the members appointed under  
6 Section 1701.051(a)(4) [~~1701.051(a)(2)~~] expires; and

7 (3) the term of one of the members appointed under  
8 Section 1701.051(a)(5) [~~1701.051(a)(3)~~] expires.

9 SECTION 3. (a) The changes in law made by this Act in the  
10 qualifications of members of the Commission on Law Enforcement  
11 Officer Standards and Education do not affect the entitlement of a  
12 member serving on the commission immediately before the effective  
13 date of this Act to continue to carry out the commission's functions  
14 for the remainder of the member's term. The changes in law apply  
15 only to a member appointed on or after the effective date of this  
16 Act. This Act does not prohibit a person who is a member of the  
17 commission on the effective date of this Act from being reappointed  
18 to the commission if the person has the qualifications required for  
19 a member under Section 1701.051(a), Occupations Code, as amended by  
20 this Act.

21 (b) As soon as possible on or after the effective date of  
22 this Act, as the terms of members of the Commission on Law  
23 Enforcement Officer Standards and Education expire or as vacancies  
24 occur, the governor shall appoint members to the commission so that  
25 the commission is composed in accordance with Section 1701.051(a),  
26 Occupations Code, as amended by this Act.

27 SECTION 4. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as  
2 provided by Section 39, Article III, Texas Constitution. If this  
3 Act does not receive the vote necessary for immediate effect, this  
4 Act takes effect September 1, 2003.