

1-1 By: Gallegos S.B. No. 307
1-2 (In the Senate - Filed January 28, 2003; February 5, 2003,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 March 13, 2003, reported favorably by the following vote: Yeas 5,
1-5 Nays 0; March 13, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the composition of the Commission on Law Enforcement
1-9 Officer Standards and Education.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsection (a), Section 1701.051, Occupations
1-12 Code, is amended to read as follows:

1-13 (a) The Commission on Law Enforcement Officer Standards and
1-14 Education is an agency of this state and consists of nine members
1-15 appointed by the governor with the advice and consent of the senate
1-16 as follows:

1-17 (1) one member who is a sheriff;

1-18 (2) one member who is a constable;

1-19 (3) one member who is a chief [~~three members who are~~
1-20 ~~sheriffs, constables, or chiefs~~] of police;

1-21 (4) [~~2~~] three members who:

1-22 (A) are licensed under this chapter, two of whom
1-23 are peace officers who, at the time of appointment, hold
1-24 nonsupervisory positions with a law enforcement agency; and

1-25 (B) have been licensed under this chapter for the
1-26 five years preceding the date of appointment; and

1-27 (5) [~~3~~] three members who represent the public.

1-28 SECTION 2. Subsection (a), Section 1701.054, Occupations
1-29 Code, is amended to read as follows:

1-30 (a) Appointed commission members serve staggered six-year
1-31 terms. Every two years:

1-32 (1) the term of the member [~~one of the members~~]
1-33 appointed under Section 1701.051(a)(1), (2), or (3), as
1-34 appropriate, expires;

1-35 (2) the term of one of the members appointed under
1-36 Section 1701.051(a)(4) [~~1701.051(a)(2)~~] expires; and

1-37 (3) the term of one of the members appointed under
1-38 Section 1701.051(a)(5) [~~1701.051(a)(3)~~] expires.

1-39 SECTION 3. (a) The changes in law made by this Act in the
1-40 qualifications of members of the Commission on Law Enforcement
1-41 Officer Standards and Education do not affect the entitlement of a
1-42 member serving on the commission immediately before the effective
1-43 date of this Act to continue to carry out the commission's functions
1-44 for the remainder of the member's term. The changes in law apply
1-45 only to a member appointed on or after the effective date of this
1-46 Act. This Act does not prohibit a person who is a member of the
1-47 commission on the effective date of this Act from being reappointed
1-48 to the commission if the person has the qualifications required for
1-49 a member under Subsection (a), Section 1701.051, Occupations Code,
1-50 as amended by this Act.

1-51 (b) As soon as possible on or after the effective date of
1-52 this Act, as the terms of members of the Commission on Law
1-53 Enforcement Officer Standards and Education expire or as vacancies
1-54 occur, the governor shall appoint members to the commission so that
1-55 the commission is composed in accordance with Subsection (a),
1-56 Section 1701.051, Occupations Code, as amended by this Act.

1-57 SECTION 4. This Act takes effect immediately if it receives
1-58 a vote of two-thirds of all the members elected to each house, as
1-59 provided by Section 39, Article III, Texas Constitution. If this
1-60 Act does not receive the vote necessary for immediate effect, this
1-61 Act takes effect September 1, 2003.

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