

By: Williams

S.B. No. 1114

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to secondary employment by officers commissioned by the  
3 Department of Public Safety of the State of Texas.

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

5 SECTION 1. Section 411.0077, Government Code, is amended by  
6 amending Subsections (b) and (c) and adding Subsection (b-1) to  
7 read as follows:

8 (b) The department shall adopt reasonable guidelines  
9 relating to acceptable off-duty employment. The guidelines shall  
10 be uniformly applied to all supervisory and nonsupervisory  
11 commissioned officers.

12 (b-1) If the department denies approval of a commissioned  
13 officer's secondary employment or proposed secondary employment,  
14 the director or the director's designee must promptly notify the  
15 officer in writing of the specific guideline adopted under  
16 Subsection (b) on which the department's decision is based. The  
17 notice must explain why the secondary employment or proposed  
18 secondary employment is prohibited by the referenced guideline.

19 (c) If a commissioned [~~an~~] officer is engaged in off-duty  
20 employment that the officer believes, in good faith, is not  
21 prohibited by a specific guideline adopted under Subsection (b),  
22 the officer is authorized to engage in the off-duty employment  
23 until the director or the director's [~~his~~] designee informs the  
24 officer in writing that the employment is not acceptable.

1           SECTION 2. This Act takes effect September 1, 2003, and  
2 applies to any decision made by the Department of Public Safety of  
3 the State of Texas on or after the effective date of this Act with  
4 respect to whether a commissioned officer of the department is  
5 authorized to engage in off-duty employment.