

Amend HB 2892 as follows:

(1) On page 1, line 14, strike "with" and substitute ":".

(2) On page 1, line 15, strike "a population of 50,000 or more that employs firefighters." and substitute the following:

(1) with a population of 50,000 or more; or

(2) that has adopted Chapter 143.

(3) On page 2, line 25, strike "find that" and substitute "determine by majority vote regarding whether"

(4) On page 4, strike lines 18-22 and substitute the following:

(b) An election ordered under this section must be held as part of the next regularly scheduled general election for municipal officials that is held after the date the governing body of the municipality orders the election and that allows sufficient time to prepare the ballot in compliance with other requirements of the law.

(5) On page 5, line 14, strike "first" and substitute "second".

(6) On page 7, between lines 15 and 16, insert the following:

(e) While a meet and confer agreement under this subchapter between the public employer and the recognized firefighters association is in effect, the public employer may not accept a petition, with regard to the firefighters of the municipality requesting an election to adopt:

(1) municipal civil service under Chapter 143; or

(2) collective bargaining under Chapter 174.

(7) On page 8, line 16, insert "ready to be" between "is" and "ratified".

(8) On page 8, line 26, strike "by a member of a public employer" and substitute "by quorum of the sole and exclusive bargaining agent of the public employer".

(9) On page 9, between lines 26 and 27, insert the following:

Sec. 142.115. ACTION OR ELECTION TO REPEAL AUTHORIZATION TO OPERATE UNDER THIS SUBCHAPTER. (a) The governing body of a municipality that granted recognition of a firefighters association under Section 142.103 without conducting an election under Section 142.105 may withdraw recognition of the association

by providing to the association not less than 90 days' written notice that:

(1) the governing body is withdrawing recognition of the association; and

(2) any agreement between the governing body and the association will not be renewed.

(b) The governing body of a municipality that granted recognition of a firefighters association after conducting an election under Section 142.105 may order an election to determine whether a public employer may continue to meet and confer under this subchapter. The governing body may not order an election under this subsection until the second anniversary of the date of the election under Section 142.105.

(c) An election ordered under Subsection (b) must be held as part of the next regularly scheduled general election for municipal officers that occurs after the date the governing body of the municipality orders the election and that allows sufficient time to prepare the ballot in compliance with other requirements of law.

(d) The ballot for an election ordered under Subsection (b) shall be printed to allow voting for or against the proposition: "Authorizing _____ (name of municipality) to continue to operate under the state law allowing a municipality to meet and confer and make agreements with the association representing municipal firefighters as provided by state law, preserving the prohibition against strikes and organized work stoppages, and providing penalties for strikes and organized work stoppages."

(e) An election ordered under Subsection (b) must be held and the returns prepared and canvassed in conformity with the Election Code.

(f) If an election ordered under Subsection (b) is held, the municipality may continue to operate under this subchapter only if a majority of the votes cast at the election favor the proposition.

(g) If an election ordered under Subsection (b) is held, an association may not submit a petition for recognition to the governing body of the municipality under Section 142.103 before the second anniversary of the date of the election.

(10) On page 9, line 27, strike "142.115" and substitute

"142.116".

(11) On page 10, lines 16 and 17, strike "or at a special election called by the governing body of the municipality for that purpose".

(12) On page 10, line 26, strike "142.116" and substitute "142.117".

(13) On page 11, line 7, strike "142.117" and substitute "142.118".

(14) On page 11, line 12, strike "142.118" and substitute "142.119".