

By: Harper-Brown

H.B. No. 148

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the probationary period of persons appointed to  
3 beginning positions in certain fire or police departments.

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

5 SECTION 1. Section 143.027(a), Local Government Code, is  
6 amended to read as follows:

7 (a) A person appointed to a beginning position in the fire  
8 or police department must serve a probationary period of one year  
9 beginning on that person's date of employment as a fire fighter,  
10 police officer, or academy trainee. The commission by rule may  
11 extend the probationary period by not longer than six months for  
12 persons who:

13 (1) are not employed by a department in which a  
14 collective bargaining agreement or meet-and-confer agreement  
15 currently exists or previously existed; and

16 (2) must attend a basic training academy necessary for  
17 initial certification by the Texas Commission on Fire Protection or  
18 the Commission on Law Enforcement Officer Standards and Education.

19 SECTION 2. The change in law made by this Act to Section  
20 143.027(a), Local Government Code, applies only in relation to a  
21 person whose date of employment for purposes of that law is on or  
22 after the effective date of this Act. A person whose date of  
23 employment for purposes of that law is before the effective date of  
24 this Act is governed by the law in effect immediately before the

1 effective date of this Act, and the former law is continued in  
2 effect for that purpose.

3 SECTION 3. This Act takes effect immediately if it receives  
4 a vote of two-thirds of all the members elected to each house, as  
5 provided by Section 39, Article III, Texas Constitution. If this  
6 Act does not receive the vote necessary for immediate effect, this  
7 Act takes effect September 1, 2005.