

AN ACT

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

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

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

(a) A person appointed to a beginning position in the fire or police department must serve a probationary period of one year beginning on that person's date of employment as a fire fighter, police officer, or academy trainee. In a municipality with a population less than 1.9 million, the commission by rule may extend the probationary period by not longer than six months for persons who:

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

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

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

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

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

President of the Senate

Speaker of the House

I certify that H.B. No. 148 was passed by the House on April 22, 2005, by the following vote: Yeas 137, Nays 1, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 148 on May 27, 2005, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 148 was passed by the Senate, with amendments, on May 25, 2005, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor