

1-1 By: Harper-Brown (Senate Sponsor - Carona) H.B. No. 148
1-2 (In the Senate - Received from the House April 25, 2005;
1-3 April 26, 2005, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 20, 2005, reported favorably, as
1-5 amended, by the following vote: Yeas 5, Nays 0; May 20, 2005, sent
1-6 to printer.)

1-7 COMMITTEE AMENDMENT NO. 1 By: Gallegos

1-8 Amend H.B. No. 148 on page 1, line 21, after the period, strike
1-9 "The", and insert "In a municipality with a population less than 1.9
1-10 million, the".

1-11 A BILL TO BE ENTITLED
1-12 AN ACT

1-13 relating to the probationary period of persons appointed to
1-14 beginning positions in certain fire or police departments.

1-15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-16 SECTION 1. Section 143.027(a), Local Government Code, is
1-17 amended to read as follows:

1-18 (a) A person appointed to a beginning position in the fire
1-19 or police department must serve a probationary period of one year
1-20 beginning on that person's date of employment as a fire fighter,
1-21 police officer, or academy trainee. The commission by rule may
1-22 extend the probationary period by not longer than six months for
1-23 persons who:

1-24 (1) are not employed by a department in which a
1-25 collective bargaining agreement or meet-and-confer agreement
1-26 currently exists or previously existed; and

1-27 (2) must attend a basic training academy necessary for
1-28 initial certification by the Texas Commission on Fire Protection or
1-29 the Commission on Law Enforcement Officer Standards and Education.

1-30 SECTION 2. The change in law made by this Act to Section
1-31 143.027(a), Local Government Code, applies only in relation to a
1-32 person whose date of employment for purposes of that law is on or
1-33 after the effective date of this Act. A person whose date of
1-34 employment for purposes of that law is before the effective date of
1-35 this Act is governed by the law in effect immediately before the
1-36 effective date of this Act, and the former law is continued in
1-37 effect for that purpose.

1-38 SECTION 3. This Act takes effect immediately if it receives
1-39 a vote of two-thirds of all the members elected to each house, as
1-40 provided by Section 39, Article III, Texas Constitution. If this
1-41 Act does not receive the vote necessary for immediate effect, this
1-42 Act takes effect September 1, 2005.

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