

By: Martinez

H.B. No. 804

A BILL TO BE ENTITLED

AN ACT

1
2 relating to requiring notification to and approval by an
3 association representing a municipality's firefighters before
4 certain municipalities may outsource the provision of emergency
5 medical services.

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

7 SECTION 1. Subtitle A, Title 11, Local Government Code, is
8 amended by adding Chapter 345 to read as follows:

9 CHAPTER 345. OUTSOURCING MUNICIPAL EMERGENCY MEDICAL SERVICES

10 Sec. 345.001. APPLICABILITY. This chapter applies only to
11 a municipality that employs in the fire department one or more
12 members whose primary duties are to provide emergency medical
13 services for the municipality.

14 Sec. 345.002. DEFINITION. In this chapter, "association"
15 means an employee organization, in which a majority of firefighters
16 employed by the municipality participate, that exists for the
17 purpose, in whole or in part, of dealing or communicating with the
18 municipality concerning grievances, labor disputes, wages, rates
19 of pay, hours of work, or conditions of work affecting
20 firefighters.

21 Sec. 345.003. ASSOCIATION NOTIFICATION AND APPROVAL
22 REQUIRED. (a) Before a municipality covered by this chapter may
23 cease or substantially curtail the provision of emergency medical
24 services by members of the fire department and instead contract

1 with a person or organization to provide emergency medical services
2 for the municipality, the municipality shall:

- 3 (1) notify the association of its intent to do so; and
4 (2) obtain the written approval of the association to
5 do so.

6 (b) Unless a municipality covered by this chapter receives
7 the written approval required by Subsection (a), the municipality
8 may not cease or substantially curtail the provision of emergency
9 medical services by members of the fire department and instead
10 contract with a person or organization for the provision of
11 emergency medical services for the municipality.

12 SECTION 2. Chapter 345, Local Government Code, as added by
13 this Act, applies only to actions taken by a municipality on or
14 after the effective date of this Act.

15 SECTION 3. This Act takes effect September 1, 2005.