

By: Flynn

H.B. No. 829

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to benefits from the Employees Retirement System of Texas  
3 for law enforcement officers commissioned by the attorney general.

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

5 SECTION 1. Section 811.001(9), Government Code, is amended  
6 to read as follows:

7 (9) "Law enforcement officer" means a member of the  
8 retirement system who:

9 (A) has been commissioned as a law enforcement  
10 officer by the Department of Public Safety, the Texas Alcoholic  
11 Beverage Commission, the Texas State Board of Pharmacy, the  
12 attorney general, or the Parks and Wildlife Department; and

13 (B) [~~who~~] is recognized as a commissioned law  
14 enforcement officer by the Commission on Law Enforcement Officer  
15 Standards and Education.

16 SECTION 2. Section 814.104(b), Government Code, is amended  
17 to read as follows:

18 (b) A member who is at least 55 years old and who has at  
19 least 10 years of service credit as a commissioned peace officer  
20 engaged in criminal law enforcement activities of the Department of  
21 Public Safety, the Texas Alcoholic Beverage Commission, the Texas  
22 State Board of Pharmacy, the attorney general, or the Parks and  
23 Wildlife Department, or as a custodial officer, is eligible to  
24 retire and receive a service retirement annuity.

1 SECTION 3. Section 815.505, Government Code, is amended to  
2 read as follows:

3 Sec. 815.505. CERTIFICATION OF NAMES OF LAW ENFORCEMENT AND  
4 CUSTODIAL OFFICERS. Not later than the 12th day of the month  
5 following the month in which a person begins or ceases employment as  
6 a law enforcement officer or custodial officer, the Public Safety  
7 Commission, the Texas Alcoholic Beverage Commission, the Parks and  
8 Wildlife Commission, the Texas State Board of Pharmacy, the Board  
9 of Pardons and Paroles, the attorney general, or the Texas Board of  
10 Criminal Justice, as applicable, shall certify to the retirement  
11 system, in the manner prescribed by the system, the name of the  
12 employee and such other information as the system determines is  
13 necessary for the crediting of service and financing of benefits  
14 under this subtitle.

15 SECTION 4. Before October 1, 2005, the attorney general  
16 shall certify to the Employees Retirement System of Texas, in the  
17 manner prescribed by the system:

18 (1) the name of each person employed by the attorney  
19 general on September 1, 2005, as a law enforcement officer as  
20 defined by Section 811.001, Government Code, as amended by this  
21 Act; and

22 (2) any other information the system determines is  
23 necessary for the crediting of service and financing of benefits  
24 for law enforcement officers employed by the attorney general under  
25 Subtitle B, Title 8, Government Code.

26 SECTION 5. This Act takes effect September 1, 2005.