

By: Gonzales

H.B. No. 1151

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the consideration of a person's age in determining the
3 person's eligibility for a position in a fire or police department
4 in certain municipalities.

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

6 SECTION 1. Section 143.022(a), Local Government Code, is
7 amended to read as follows:

8 (a) The commission shall set the minimum age and physical
9 requirements for applicants for beginning and promotional
10 positions in accordance with this chapter. The requirements must
11 be the same for all applicants.

12 SECTION 2. Section 143.023(b), Local Government Code, is
13 amended to read as follows:

14 (b) Except as provided by Subsection (a) or any other law
15 that prescribes a minimum age requirement, a [A] person who is
16 otherwise eligible for a beginning position in a fire or police
17 department under this chapter may [not] be certified as eligible
18 for that [a beginning] position regardless of the person's age [in a
19 fire department if the person is 36 years of age or older].

20 SECTION 3. Section 143.023(c), Local Government Code, is
21 repealed.

22 SECTION 4. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this

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- 1 Act does not receive the vote necessary for immediate effect, this
- 2 Act takes effect September 1, 2005.