

1-1 By: Harper-Brown (Senate Sponsor - Deuell) H.B. No. 1213  
1-2 (In the Senate - Received from the House April 27, 2005;  
1-3 April 29, 2005, read first time and referred to Committee on  
1-4 Intergovernmental Relations; May 12, 2005, reported favorably by  
1-5 the following vote: Yeas 5, Nays 0; May 12, 2005, sent to  
1-6 printer.)

1-7 A BILL TO BE ENTITLED  
1-8 AN ACT

1-9 relating to fitness incentive pay for certain fire fighters and  
1-10 police officers.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 143.041(c), Local Government Code, is  
1-13 amended to read as follows:

1-14 (c) In addition to the base salary, each fire fighter or  
1-15 police officer is entitled to each of the following types of pay, if  
1-16 applicable:

- 1-17 (1) longevity or seniority pay;  
1-18 (2) educational incentive pay as authorized by Section  
1-19 143.044;  
1-20 (3) assignment pay as authorized by Sections 143.042  
1-21 and 143.043;  
1-22 (4) certification pay as authorized by Section  
1-23 143.044; ~~and~~  
1-24 (5) shift differential pay as authorized by Section  
1-25 143.047; and  
1-26 (6) fitness incentive pay as authorized by Section  
1-27 143.044.

1-28 SECTION 2. The heading to Section 143.044, Local Government  
1-29 Code, is amended to read as follows:

1-30 Sec. 143.044. CERTIFICATION, ~~AND~~ EDUCATIONAL INCENTIVE,  
1-31 AND FITNESS INCENTIVE PAY.

1-32 SECTION 3. Section 143.044, Local Government Code, is  
1-33 amended by amending Subsection (d) and adding Subsection (e) to  
1-34 read as follows:

1-35 (d) If the criteria for fitness incentive pay are clearly  
1-36 established, are in writing, and are applied equally to each fire  
1-37 fighter or police officer in a municipality who meets the criteria,  
1-38 the municipality's governing body may authorize fitness incentive  
1-39 pay for each fire fighter or police officer who successfully meets  
1-40 the criteria.

1-41 (e) The certification pay, ~~and~~ educational incentive pay,  
1-42 and fitness incentive pay are in addition to a fire fighter's or  
1-43 police officer's regular pay.

1-44 SECTION 4. This Act takes effect September 1, 2005.

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