

1-1 By: Hamric (Senate Sponsor - Whitmire) H.B. No. 2574
1-2 (In the Senate - Received from the House May 2, 2005;
1-3 May 3, 2005, read first time and referred to Committee on Criminal
1-4 Justice; May 20, 2005, reported favorably by the following vote:
1-5 Yeas 4, Nays 0; May 20, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the waiver of civil process continuing education
1-9 requirements for constables and deputy constables by the Commission
1-10 on Law Enforcement Officer Standards and Education.

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

1-12 SECTION 1. Section 1701.354(d), Occupations Code, is
1-13 amended to read as follows:

1-14 (d) The commission may waive the ~~[requirement that a~~
1-15 ~~constable or deputy constable complete the]~~ instruction
1-16 ~~requirements under [required by] this section [if]:~~

1-17 (1) for a deputy constable, if a constable requests a
1-18 waiver for the deputy constable based on a representation that the
1-19 deputy constable's duty assignment does not involve civil process
1-20 responsibilities; or

1-21 (2) for a constable or deputy constable, if the
1-22 constable or deputy constable requests a waiver because of
1-23 hardship~~[+]~~ and

1-24 ~~[-2-]~~ the commission determines that a hardship
1-25 exists.

1-26 SECTION 2. This Act takes effect immediately if it receives
1-27 a vote of two-thirds of all the members elected to each house, as
1-28 provided by Section 39, Article III, Texas Constitution. If this
1-29 Act does not receive the vote necessary for immediate effect, this
1-30 Act takes effect September 1, 2005.

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