

AN ACT

relating to the application of the municipal civil service law for firefighters and police officers to certain municipalities.

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

SECTION 1. Section 143.002, Local Government Code, is amended to read as follows:

Sec. 143.002. MUNICIPALITIES COVERED BY CHAPTER. (a) This chapter applies only to a municipality:

(1) that:

(A) has a population of 10,000 or more;

(B) has a paid fire department and police department; and

(C) has voted to adopt this chapter or the law codified by this chapter; or

(2) whose election to adopt this chapter and whose acts subsequent to that election were validated by the law enacted by House Bill 822, Acts of the 73rd Legislature, Regular Session, 1993.

(b) Population under Subsection (a)(1) is determined by the most recent:

(1) federal decennial census; or

(2) annual population estimate provided by the state demographer under Chapter 468, Government Code, if that estimate is more recent than the most recent federal decennial census.

1        (c) If this chapter applies to a municipality as provided by  
2 Subsection (a), the application of this chapter to the municipality  
3 is not affected if the municipality's population changes and the  
4 municipality no longer meets the population requirement of  
5 Subsection (a)(1).

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

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President of the Senate

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Speaker of the House

I certify that H.B. No. 3409 was passed by the House on May 13, 2005, by the following vote: Yeas 137, Nays 0, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 3409 was passed by the Senate on May 25, 2005, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor