

By: Van de Putte

S.B. No. 863

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the administration of promotional examinations to
3 certain firefighters and police officers who are members of the
4 armed forces on active duty.

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

6 SECTION 1. Section 143.032(b), Local Government Code, is
7 amended to read as follows:

8 (b) Each eligible promotional candidate shall be given an
9 identical examination in the presence of the other eligible
10 promotional candidates, except that an eligible promotional
11 candidate who is serving on active military duty is entitled to take
12 the examination outside of the presence of and at a different time
13 than the other candidates. The commission may adopt rules under
14 Subsection (a) providing for the efficient administration of
15 promotional examinations to eligible promotional candidates who
16 are members of the armed forces serving on active military duty.
17 The rules shall require that, if a candidate serving on active
18 military duty takes a promotional examination outside the presence
19 of other candidates and passes the examination, the candidate's
20 name shall be included in the eligibility list of names of
21 promotional candidates who took and passed the identical
22 examination.

23 SECTION 2. Section 143.028(c), Local Government Code, is
24 repealed.

1 SECTION 3. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2005.