

1-1 By: Barrientos S.B. No. 1673
1-2 (In the Senate - Filed March 11, 2005; March 30, 2005, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; April 26, 2005, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 4, Nays 0;
1-6 April 26, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1673 By: Gallegos

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the creation of a sheriff's department civil service
1-11 system in certain counties.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter A, Chapter 158, Local Government
1-14 Code, is amended by adding Section 158.0025 to read as follows:

1-15 Sec. 158.0025. CREATION OF SHERIFF'S DEPARTMENT CIVIL
1-16 SERVICE SYSTEM IN CERTAIN COUNTIES NOT COVERED BY SUBCHAPTER B.

1-17 (a) This section applies only to a county with a population of
1-18 200,000 or more, other than:

1-19 (1) a county that has created a civil service system
1-20 under this subchapter to include those employees of the county
1-21 described by Section 158.002; or

1-22 (2) a county in which the sheriff's department is
1-23 eligible to create a civil service system under Subchapter B.

1-24 (b) Notwithstanding any other provision of this subchapter,
1-25 the commissioners court of a county to which this section applies
1-26 may create a civil service system under this section to include only
1-27 the employees of the sheriff's department of the county.

1-28 (c) A sheriff's department civil service system may be
1-29 created under this section by an order in accordance with Section
1-30 158.003 or by an election in accordance with Section 158.004.

1-31 (d) Notwithstanding Section 158.005(b), if an election is
1-32 ordered under Section 158.004 on the question of the creation of a
1-33 sheriff's department civil service system under this section, the
1-34 commissioners court shall order the ballot at the election to be
1-35 printed to provide voting for or against the proposition: "Creation
1-36 of a civil service system for the sheriff's department of the
1-37 county."

1-38 (e) Notwithstanding Section 158.014(c), if an election is
1-39 called to determine whether a sheriff's department civil service
1-40 system created under this section will be dissolved under that
1-41 section, the commissioners court shall order the ballot at the
1-42 election to be printed to provide voting for or against the
1-43 proposition: "Dissolution of the civil service system for the
1-44 sheriff's department of the county."

1-45 (f) Sections 158.0065 and 158.007 do not apply to a
1-46 sheriff's department civil service system created under this
1-47 section.

1-48 (g) Except as otherwise provided by this section, the
1-49 provisions of this subchapter that would govern the operation of a
1-50 civil service system created for all employees of a county under
1-51 this chapter apply to the operation of a civil service system
1-52 created for the employees of the sheriff's department of a county
1-53 under this section.

1-54 SECTION 2. The heading to Subchapter B, Chapter 158, Local
1-55 Government Code, is amended to read as follows:

1-56 SUBCHAPTER B. SHERIFF'S DEPARTMENT CIVIL SERVICE SYSTEM IN CERTAIN
1-57 COUNTIES

1-58 SECTION 3. This Act takes effect September 1, 2005.

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