

By: Hughes

H.B. No. 638

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the eligibility of certain retired peace officers to
3 obtain a weapons proficiency certificate.

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

5 SECTION 1. Section 1701.357(c), Occupations Code, is
6 amended to read as follows:

7 (c) The agency shall establish written procedures for the
8 issuance or denial of a certificate of proficiency under this
9 section. The agency shall issue the certificate to a retired
10 officer who satisfactorily demonstrates weapons proficiency under
11 Subsection (b), provides proof that the officer is entitled to
12 receive a pension or annuity for [~~receiving retirement benefits on~~
13 ~~the basis of~~] service with a state or local law enforcement agency
14 or is not entitled to receive a pension or annuity only because the
15 law enforcement agency that employed the retired officer does not
16 offer a pension or annuity to its retired employees, and satisfies
17 the written procedures established by the agency. The agency shall
18 maintain records of any retired officer who holds a certificate
19 issued under this section.

20 SECTION 2. The change in law made by this Act applies only
21 to an application for a weapons proficiency certificate under
22 Section 1701.357, Occupations Code, filed on or after September 1,
23 2007. An application for a weapons proficiency certificate under
24 Section 1701.357, Occupations Code, filed before September 1, 2007,

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1 is covered by the law in effect on the date the application was
2 filed, and the former law is continued in effect for that purpose.

3 SECTION 3. This Act takes effect September 1, 2007.