

By: Hughes

H.B. No. 638

A BILL TO BE ENTITLED

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AN ACT

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

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

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

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

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