

1-1 By: Bonnen (Senate Sponsor - Jackson) H.B. No. 738
1-2 (In the Senate - Received from the House March 26, 2007;
1-3 April 3, 2007, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 15, 2007, reported favorably by
1-5 the following vote: Yeas 3, Nays 0; May 15, 2007, sent to
1-6 printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to an exemption from Texas Commission on Fire Protection
1-10 training requirements for certain aircraft fire fighting and rescue
1-11 fire protection personnel.

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

1-13 SECTION 1. Section 419.038, Government Code, is amended by
1-14 amending Subsection (a) and adding Subsection (d) to read as
1-15 follows:

1-16 (a) The commission shall adopt requirements for
1-17 certification of aircraft fire fighting and rescue fire protection
1-18 personnel. A person may not be appointed to an aircraft fire
1-19 fighting and rescue fire protection personnel position, except on a
1-20 probationary basis, unless the person:

1-21 (1) has completed the training prescribed by the
1-22 commission; or

1-23 (2) meets the requirements of Subsection (d).

1-24 (d) A person is considered to have satisfied the training
1-25 requirements of this section and may be appointed to an aircraft
1-26 fire fighting and rescue fire protection personnel position if the
1-27 person is employed at an airport that:

1-28 (1) is classified as a Class IV airport under 14 C.F.R.
1-29 Part 139; and

1-30 (2) holds an Airport Operating Certificate issued
1-31 under 14 C.F.R. Part 139.

1-32 SECTION 2. The changes in law made by this Act apply to
1-33 aircraft fire fighting and rescue fire protection personnel
1-34 appointed under Section 419.038, Government Code, without regard to
1-35 whether the personnel were appointed on, before, or after the
1-36 effective date of this Act.

1-37 SECTION 3. This Act takes effect immediately if it receives
1-38 a vote of two-thirds of all the members elected to each house, as
1-39 provided by Section 39, Article III, Texas Constitution. If this
1-40 Act does not receive the vote necessary for immediate effect, this
1-41 Act takes effect September 1, 2007.

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