

By: Bailey

H.B. No. 1315

Substitute the following for H.B. No. 1315:

By: Murphy

C.S.H.B. No. 1315

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the qualifications of a person in the chain of command  
3 over fire protection personnel.

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

5 SECTION 1. Section 419.032, Government Code, is amended by  
6 adding Subsection (f-1) to read as follows:

7 (f-1) Except as provided by Subsection (f), a person may not  
8 supervise fire protection personnel and make operational decisions  
9 about the performance of a duty listed under Section 419.021(3)(C)  
10 unless the supervisor is certified by the commission in at least one  
11 of the specific disciplines in which duties are being performed by  
12 the person's subordinate(s) in an area listed under Section  
13 419.021(3)(C). This subsection does not prohibit a person who is  
14 not certified as fire protection personnel from making decisions  
15 about the budget of the fire department, nor does it require that  
16 the supervisor of the Fire Chief be certified by the Commission.  
17 This section does not apply to a part time or full time fire fighter  
18 while the fire fighter is on active duty in a fire department that  
19 is considered a combination fire department that is a voluntary  
20 participant in the commission.

21 SECTION 2. This Act takes effect September 1, 2007.