

By: Anchia, Goolsby, Branch

H.B. No. 1768

Substitute the following for H.B. No. 1768:

By: Menendez

C.S.H.B. No. 1768

A BILL TO BE ENTITLED

AN ACT

relating to the hours worked during a week by police officers in certain municipalities.

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

SECTION 1. Section 142.0015, Local Government Code, is amended by amending Subsection (f) and adding Subsection (f-1) to read as follows:

(f) Except [~~A police officer may not, except~~] as provided by Subsection (g) or (j), a police officer may not be required to work:

(1) more than 40 hours during a calendar week in a municipality that:

(A) has a population of more than one million;

(B) is not subject to Section 142.0017; and

(C) has not adopted Chapter 174; or

(2) in a municipality not described by Subdivision (1), more hours during a calendar week than the number of hours in the normal work week of the majority of the employees of the municipality other than fire fighters and police officers.

(f-1) In determining whether a police officer is considered to have been required to work overtime for purposes of Subsection (f)(1), all hours are counted during which the police officer:

(1) is required to remain available for immediate call to duty by continuously remaining in contact with a police department office by telephone or by radio;

1           (2) is taking any authorized leave, including  
2 attendance incentive leave, vacation leave, holiday leave,  
3 compensatory time off, jury duty, military leave, or leave because  
4 of a death in the family; and

5           (3) is considered to have worked under Subsection (h).

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