

1-1 By: Duncan S.B. No. 1243
1-2 (In the Senate - Filed March 6, 2007; March 14, 2007, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; April 25, 2007, reported favorably by the following
1-5 vote: Yeas 3, Nays 0; April 25, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the number of persons who may be appointed to the
1-9 classification immediately below department head in a police
1-10 department covered by municipal civil service.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subsection (c), Section 143.014, Local
1-13 Government Code, is amended to read as follows:

1-14 (c) In a police department, the total number of persons
1-15 appointed to the classification immediately below that of
1-16 department head may not exceed the total number of persons, plus
1-17 one, serving in that classification on January 1, 1993 [~~1983~~]. In a
1-18 fire department in a municipality having fewer than 300 certified
1-19 fire fighters, the department head may appoint not more than one
1-20 person to the classification immediately below that of department
1-21 head. If a municipality has 300 to 600 certified fire fighters, the
1-22 department head may appoint two persons to the classification. If a
1-23 municipality has more than 600 certified fire fighters, the
1-24 department head may appoint three persons to the classification.
1-25 This subsection does not apply to a municipality that has adopted
1-26 Chapter 174 [~~The Fire and Police Employee Relations Act (Article~~
1-27 ~~5154c-1, Vernon's Texas Civil Statutes)] unless the municipality
1-28 specifically adopts the appointment procedure prescribed by this
1-29 subsection through the collective bargaining process.~~

1-30 SECTION 2. This Act takes effect immediately if it receives
1-31 a vote of two-thirds of all the members elected to each house, as
1-32 provided by Section 39, Article III, Texas Constitution. If this
1-33 Act does not receive the vote necessary for immediate effect, this
1-34 Act takes effect September 1, 2007.

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