

By: England, Guillen

H.B. No. 502

A BILL TO BE ENTITLED

AN ACT

relating to funding for the continuing education of certain peace officers.

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

SECTION 1. Sections 1701.157(a) and (b), Occupations Code, are amended to read as follows:

(a) Not later than March 1 of each calendar year, the comptroller shall allocate money deposited during the preceding calendar year in the general revenue fund to the credit of the law enforcement officer standards and education fund account for expenses related to the continuing education of persons licensed under this chapter as follows:

(1) 20 percent of the money is allocated to ~~all~~ local law enforcement agencies in this state that meet the eligibility requirements described by Subsection (b) in equal shares; and

(2) 80 percent of the money is allocated to ~~all~~ local law enforcement agencies in this state that meet the eligibility requirements described by Subsection (b) in a share representing a fixed amount for each position in the agency, as of January 1 of the preceding calendar year, that is reserved to a person who:

(A) is licensed under this chapter;

(B) works as a peace officer on the average of at least 32 hours a week; and

(C) is compensated by a political subdivision of

1 this state at least at the minimum wage and is entitled to all  
2 employee benefits offered to a peace officer by the political  
3 subdivision.

4 (b) To be eligible for an allocation of money under  
5 Subsection (a), a [~~Not later than November 1 of each calendar year,~~  
6 ~~each~~] local law enforcement agency must [~~shall~~] report to the  
7 comptroller not later than November 1 of the preceding calendar  
8 year:

9 (1) the number of agency positions described by  
10 Subsection (a)(2) reserved as of January 1 of the [~~that~~] year the  
11 report is due;

12 (2) the number of agency positions described by  
13 Subsection (a)(2) filled as of January 1 of the year the report is  
14 due;

15 (3) the percentage of the money received by the agency  
16 under Subsection (a) pursuant to the allocation made by the  
17 comptroller on or before March 1 of the year preceding the year in  
18 which the report is due that was used by the agency before the date  
19 of the allocation made by the comptroller under Subsection (a) on or  
20 before March 1 of the year the report is due;

21 (4) the number of training hours received during the  
22 12-month or approximately 12-month period described by Subdivision  
23 (3) that were funded by money received by the agency pursuant to the  
24 allocation made by the comptroller on or before March 1 of the year  
25 preceding the year in which the report is due; and

26 (5) that the agency has complied with the requirements  
27 of this section regarding the use of any money received by the

1 agency pursuant to the allocation made by the comptroller on or  
2 before March 1 of the year preceding the year in which the report is  
3 due.

4           SECTION 2. The changes in law made by this Act to Section  
5 1701.157, Occupations Code, apply to allocations made on or after  
6 January 1, 2011. Allocations made before that date are governed by  
7 the law in effect immediately before the effective date of this Act,  
8 and the former law is continued in effect for that purpose.

9           SECTION 3. This Act takes effect September 1, 2009.