

1-1 By: Anchia, et al. (Senate Sponsor - West) H.B. No. 1146
1-2 (In the Senate - Received from the House May 14, 2009;
1-3 May 15, 2009, read first time and referred to Committee on
1-4 Administration; May 18, 2009, rereferred to Committee on
1-5 Intergovernmental Relations; May 22, 2009, reported favorably by
1-6 the following vote: Yeas 4, Nays 0; May 22, 2009, sent to printer.)

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

1-9 relating to the hours worked during a week by firefighters in
1-10 certain municipalities.

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

1-12 SECTION 1. Section 142.0015, Local Government Code, is
1-13 amended by adding Subsection (e-1) to read as follows:

1-14 (e-1) Notwithstanding Subsection (d), in a municipality
1-15 with a population of one million or more that has not adopted
1-16 Chapter 143, for purposes of determining hours worked, including
1-17 determining hours worked for calculation of overtime under
1-18 Subsection (e), all hours are counted as hours worked during which
1-19 the fire fighter or member of the fire department:

1-20 (1) is required to remain available for immediate call
1-21 to duty by continuously remaining in contact with the fire
1-22 department office by telephone, pager, or radio; or

1-23 (2) is taking any authorized leave, including
1-24 attendance incentive leave, vacation leave, holiday leave,
1-25 compensatory time off, jury duty, military leave, or leave because
1-26 of a death in the family.

1-27 SECTION 2. This Act takes effect immediately if it receives
1-28 a vote of two-thirds of all the members elected to each house, as
1-29 provided by Section 39, Article III, Texas Constitution. If this
1-30 Act does not receive the vote necessary for immediate effect, this
1-31 Act takes effect September 1, 2009.

1-32 * * * * *