

1-1 By: Hegar S.B. No. 552  
1-2 (In the Senate - Filed January 27, 2009; February 23, 2009,  
1-3 read first time and referred to Committee on Criminal Justice;  
1-4 April 8, 2009, reported favorably by the following vote: Yeas 6,  
1-5 Nays 0; April 8, 2009, sent to printer.)

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

1-8 relating to funding for the continuing education of certain peace  
1-9 officers.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsections (a) and (b), Section 1701.157,  
1-12 Occupations Code, are amended to read as follows:

1-13 (a) Not later than March 1 of each calendar year, the  
1-14 comptroller shall allocate money deposited during the preceding  
1-15 calendar year in the general revenue fund to the credit of the law  
1-16 enforcement officer standards and education fund account for  
1-17 expenses related to the continuing education of persons licensed  
1-18 under this chapter as follows:

1-19 (1) 20 percent of the money is allocated to ~~[all]~~ local  
1-20 law enforcement agencies in this state that meet the eligibility  
1-21 requirements described by Subsection (b) in equal shares; and

1-22 (2) 80 percent of the money is allocated to ~~[all]~~ local  
1-23 law enforcement agencies in this state that meet the eligibility  
1-24 requirements described by Subsection (b) in a share representing a  
1-25 fixed amount for each position in the agency, as of January 1 of the  
1-26 preceding calendar year, that is reserved to a person who:

1-27 (A) is licensed under this chapter;

1-28 (B) works as a peace officer on the average of at  
1-29 least 32 hours a week; and

1-30 (C) is compensated by a political subdivision of  
1-31 this state at least at the minimum wage and is entitled to all  
1-32 employee benefits offered to a peace officer by the political  
1-33 subdivision.

1-34 (b) To be eligible for an allocation of money under  
1-35 Subsection (a), a ~~[Not later than November 1 of each calendar year,~~  
1-36 ~~each]~~ local law enforcement agency must ~~[shall]~~ report to the  
1-37 comptroller not later than November 1 of the preceding calendar  
1-38 year:

1-39 (1) the number of agency positions described by  
1-40 Subsection (a)(2) reserved as of January 1 of the ~~[that]~~ year the  
1-41 report is due;

1-42 (2) the number of agency positions described by  
1-43 Subsection (a)(2) filled as of January 1 of the year the report is  
1-44 due;

1-45 (3) the percentage of the money received by the agency  
1-46 under Subsection (a) pursuant to the allocation made by the  
1-47 comptroller on or before March 1 of the year preceding the year in  
1-48 which the report is due that was used by the agency before the date  
1-49 of the allocation made by the comptroller under Subsection (a) on or  
1-50 before March 1 of the year the report is due;

1-51 (4) the number of training hours received during the  
1-52 12-month or approximately 12-month period described by Subdivision  
1-53 (3) that were funded by money received by the agency pursuant to the  
1-54 allocation made by the comptroller on or before March 1 of the year  
1-55 preceding the year in which the report is due; and

1-56 (5) that the agency has complied with the requirements  
1-57 of this section regarding the use of any money received by the  
1-58 agency pursuant to the allocation made by the comptroller on or  
1-59 before March 1 of the year preceding the year in which the report is  
1-60 due.

1-61 SECTION 2. The changes in law made by this Act to Section  
1-62 1701.157, Occupations Code, apply to allocations made on or after  
1-63 January 1, 2011. Allocations made before that date are governed by  
1-64 the law in effect immediately before the effective date of this Act,

2-1 and the former law is continued in effect for that purpose.

2-2 SECTION 3. This Act takes effect September 1, 2009.

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