

By: West, Deuell

S.B. No. 623

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the hours worked during a week by fire fighters in  
3 certain municipalities.

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

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

7 (e-1) Notwithstanding Subsection (d), in a municipality  
8 with a population of one million or more that has not adopted  
9 Chapter 143, for purposes of determining hours worked, including  
10 determining hours worked for calculation of overtime under  
11 Subsection (e), all hours are counted as hours worked during which  
12 the fire fighter or member of the fire department:

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

16 (2) is taking any authorized leave, including  
17 attendance incentive leave, vacation leave, holiday leave, sick  
18 leave, compensatory time off, jury duty, military leave, or leave  
19 because of a death in the family.

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