

1-1 By: West, Deuell, Carona S.B. No. 623
1-2 (In the Senate - Filed February 2, 2009; February 23, 2009,
1-3 read first time and referred to Committee on Intergovernmental
1-4 Relations; March 9, 2009, reported favorably by the following
1-5 vote: Yeas 3, Nays 0; March 9, 2009, sent to printer.)

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

1-8 relating to the hours worked during a week by firefighters in
1-9 certain municipalities.

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

1-11 SECTION 1. Section 142.0015, Local Government Code, is
1-12 amended by adding Subsection (e-1) to read as follows:

1-13 (e-1) Notwithstanding Subsection (d), in a municipality
1-14 with a population of one million or more that has not adopted
1-15 Chapter 143, for purposes of determining hours worked, including
1-16 determining hours worked for calculation of overtime under
1-17 Subsection (e), all hours are counted as hours worked during which
1-18 the fire fighter or member of the fire department:

1-19 (1) is required to remain available for immediate call
1-20 to duty by continuously remaining in contact with the fire
1-21 department office by telephone, pager, or radio; or

1-22 (2) is taking any authorized leave, including
1-23 attendance incentive leave, vacation leave, holiday leave, sick
1-24 leave, compensatory time off, jury duty, military leave, or leave
1-25 because of a death in the family.

1-26 SECTION 2. This Act takes effect immediately if it receives
1-27 a vote of two-thirds of all the members elected to each house, as
1-28 provided by Section 39, Article III, Texas Constitution. If this
1-29 Act does not receive the vote necessary for immediate effect, this
1-30 Act takes effect September 1, 2009.

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