

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Frost

H.B. No. 2580

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of a peace officer employment opportunity Internet website by the Commission on Law Enforcement Officer Standards and Education.

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

SECTION 1. Subchapter D, Chapter 1701, Occupations Code, is amended by adding Section 1701.162 to read as follows:

Sec. 1701.162. PEACE OFFICER EMPLOYMENT OPPORTUNITY INTERNET WEBSITE. (a) From money appropriated to the commission for any purpose, the commission shall develop, maintain, and promote a statewide employment Internet website to facilitate:

(1) public awareness of peace officer employment opportunities with state and local law enforcement agencies; and

(2) an exchange of information between individuals seeking employment as peace officers in this state and state and local law enforcement agencies seeking applicants for employment as peace officers.

(b) The Internet website must:

(1) be accessible to members of the public; and

(2) provide to individuals seeking employment as peace officers and state and local law enforcement agencies who have posted employment opportunities on the website an organized means of exchanging information.

(c) The commission shall:

1           (1) to the extent practicable, verify the accuracy of  
2 information posted on the Internet website; and

3           (2) with the assistance of the Department of  
4 Information Resources, ensure that data exchanged via the website  
5 is secure.

6           (d) The commission shall charge a reasonable fee to a state  
7 or local law enforcement agency that posts information on the  
8 Internet website or uses the website in any other manner to exchange  
9 information with an individual seeking employment as a peace  
10 officer.

11           (e) In the absence of sufficient funding to maintain and  
12 operate the Internet website, the commission may limit or  
13 discontinue the commission's operation of the Internet website  
14 under this section.

15           SECTION 2. The Commission on Law Enforcement Officer  
16 Standards and Education shall develop, maintain, and promote the  
17 peace officer employment opportunity Internet website as required  
18 by Section 1701.162, Occupations Code, as added by this Act, not  
19 later than January 1, 2010.

20           SECTION 3. 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.

ADOPTED

MAY 11 2009

*Atty Gen*  
Secretary of the Senate

By: *Dowell*

H.B. No. 2580

Substitute the following for H.B. No. 2580:

By: *Sliger*

C.S.H.B. No. 2580

A BILL TO BE ENTITLED

AN ACT

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

relating to the establishment of a peace officer employment opportunity Internet website by the Texas Workforce Commission.

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

SECTION 1. Subchapter A, Chapter 302, Labor Code, is amended by adding Section 302.016 to read as follows:

Sec. 302.016. PEACE OFFICER EMPLOYMENT OPPORTUNITY INTERNET WEBSITE. (a) In this section, "peace officer" has the meaning assigned by Section 1701.001, Occupations Code.

(b) The commission shall develop, maintain, and promote a statewide employment opportunity Internet website to facilitate:

(1) public awareness of peace officer employment opportunities with state and local law enforcement agencies; and

(2) an exchange of information between individuals seeking employment as peace officers in this state and state and local law enforcement agencies seeking applicants for employment as peace officers.

(c) The Internet website must:

(1) be accessible to members of the public; and

(2) provide to individuals seeking employment as peace officers and state and local law enforcement agencies that have posted employment opportunities on the website an organized means of exchanging information.

(d) The commission shall contract with the Commission on Law

1 Enforcement Officer Standards and Education to develop a license  
2 verification interface to verify whether an applicant for  
3 employment as a peace officer:

4 (1) holds a current license issued by the Commission  
5 on Law Enforcement Officer Standards and Education under Chapter  
6 1701, Occupations Code, and, if so, the level of that license; and

7 (2) has had the applicant's license revoked or  
8 suspended by the Commission on Law Enforcement Officer Standards  
9 and Education.

10 (e) The Commission on Law Enforcement Officer Standards and  
11 Education shall provide the commission with technical assistance in  
12 the development and testing of the license verification interface  
13 under Subsection (d).

14 (f) If the development and operation of the Internet website  
15 and the associated license verification interface is not possible  
16 due to a lack of available funding, the commission shall:

17 (1) enter into a memorandum of understanding with the  
18 Commission on Law Enforcement Officer Standards and Education to  
19 integrate a peace officer job matching database for individuals  
20 seeking employment as peace officers in this state and state and  
21 local law enforcement agencies seeking applicants for employment as  
22 peace officers into the commission's existing Labor Exchange  
23 System; and

24 (2) ensure that:

25 (A) the commission registers an Internet domain  
26 name that is unique and that identifies on its face the purpose of  
27 the peace officer job matching database; and

1                   (B) the registered domain name and associated  
2 link directs users of the Internet to a web page that instructs  
3 users on how to use the Labor Exchange System and includes a link to  
4 enter that system.

5           SECTION 2. This Act does not make an appropriation. A  
6 provision in this Act that creates a new governmental program,  
7 creates a new entitlement, or imposes a new duty on a governmental  
8 entity is not mandatory during a fiscal period for which the  
9 legislature has not made a specific appropriation to implement the  
10 provision.

11           SECTION 3. This Act takes effect immediately if it receives  
12 a vote of two-thirds of all the members elected to each house, as  
13 provided by Section 39, Article III, Texas Constitution. If this  
14 Act does not receive the vote necessary for immediate effect, this  
15 Act takes effect September 1, 2009.

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**May 21, 2009**

**TO:** Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB2580** by Frost (Relating to the establishment of a peace officer employment opportunity Internet website by the Texas Workforce Commission.), **As Passed 2nd House**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Labor Code by requiring the Texas Workforce Commission (TWC) to develop, maintain, and promote a statewide employment opportunity website to facilitate public awareness of peace officer employment opportunities, and help the exchange of information between individuals seeking employment as peace officers. The bill would require TWC to contract with the Texas Commission on Law Enforcement Officer Standards and Education (TCLEOSE) to develop and provide technical assistance related to a license verification interface. The bill would also provide guidelines for integrating a peace officer job matching database into TWC's existing Labor Exchange System if available funding for the statewide employment opportunity website is not available. The bill would take effect immediately if it is passed by two-thirds votes of all members of each house. Otherwise, the bill would take effect on September 1, 2009.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 320 Texas Workforce Commission, 407 Commission on Law Enforcement Officer Standards and Education

**LBB Staff:** JOB, SD, ESi, GG

**LEGISLATIVE BUDGET BOARD**

Austin, Texas

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**May 14, 2009**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE:** **HB2580** by Frost (Relating to the establishment of a peace officer employment opportunity Internet website by the Texas Workforce Commission. ), **Committee Report 2nd House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Labor Code by requiring the Texas Workforce Commission (TWC) to develop, maintain, and promote a statewide employment opportunity website to facilitate public awareness of peace officer employment opportunities, and help the exchange of information between individuals seeking employment as peace officers. The bill would require TWC to contract with the Texas Commission on Law Enforcement Officer Standards and Education (TCLEOSE) to develop and provide technical assistance related to a license verification interface. The bill would also provide guidelines for integrating a peace officer job matching database into TWC's existing Labor Exchange System if available funding for the statewide employment opportunity website is not available. The bill would take effect immediately if it is passed by two-thirds votes of all members of each house. Otherwise, the bill would take effect on September 1, 2009.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 320 Texas Workforce Commission, 407 Commission on Law Enforcement Officer Standards and Education

**LBB Staff:** JOB, ESi, GG

2

+oft

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**May 8, 2009**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB2580** by Frost (Relating to the establishment of a peace officer employment opportunity Internet website by the Commission on Law Enforcement Officer Standards and Education.), **As Engrossed**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB2580, As Engrossed: an impact of \$0 through the biennium ending August 31, 2011.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2010	\$0
2011	\$0
2012	\$0
2013	\$0
2014	\$0

**All Funds, Five-Year Impact:**

Fiscal Year	Probable Savings/(Cost) from <i>LAW OFFICER STDS &amp; ED AC</i> 116	Change in Number of State Employees from FY 2007
2010	(\$417,275)	1.0
2011	(\$133,104)	1.0
2012	(\$133,104)	1.0
2013	(\$133,104)	1.0
2014	(\$133,104)	1.0

**Fiscal Analysis**

The bill would amend the Occupations Code relating to the establishment of a peace officer employment opportunity Internet website by the Commission on Law Enforcement Officer Standards and Education (TCLEOSE).

The bill would amend the Occupations Code by requiring TCLEOSE to develop, maintain, and promote a statewide employment website to facilitate public awareness of peace officer employment opportunities, and help the exchange of information between individuals seeking employment as peace officers. The bill would also require TCLEOSE to verify the accuracy of information posted on the Internet website and ensure that the data exchanged via the website is secure. The bill would require TCLEOSE to charge a reasonable fee to state or local law enforcement agencies that posts information on the website or use the website to exchange information with an individual seeking employment as a peace officer. The bill would require TCLEOSE to



limit or discontinue the operation of the Internet website if there were insufficient funding to operate it. The bill would take effect immediately if it is passed by two-thirds votes of all members of each house. Otherwise, the bill would take effect on September 1, 2009.

### **Methodology**

Based on the creation of the employment website that does not currently exist including an increased information resources workload, this analysis estimates TCLEOSE would need one additional Program Specialist FTE under the B10 salary group at \$49,296 per year for a total of \$63,380(including benefit costs of \$14,084) in fiscal years 2010 and 2011.

### **Technology**

TCLEOSE includes technology costs estimated for the creation and maintenance of the website totaling \$353,895 in 2010 and \$69,724 in 2011 through 2014 for annual website operating costs.

### **Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 313 Department of Information Resources, 407 Commission on Law Enforcement Officer Standards and Education

**LBB Staff:** JOB, ESi, GG

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**March 30, 2009**

**TO:** Honorable Tommy Merritt, Chair, House Committee on Public Safety

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB2580** by Frost (Relating to the establishment of a peace officer employment opportunity Internet website by the Commission on Law Enforcement Officer Standards and Education.),  
**As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB2580, As Introduced: an impact of \$0 through the biennium ending August 31, 2011.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2010	\$0
2011	\$0
2012	\$0
2013	\$0
2014	\$0

**All Funds, Five-Year Impact:**

Fiscal Year	Probable Savings/(Cost) from <i>LAW OFFICER STDS &amp; ED AC</i> 116	Change in Number of State Employees from FY 2007
2010	(\$417,275)	1.0
2011	(\$133,104)	1.0
2012	(\$133,104)	1.0
2013	(\$133,104)	1.0
2014	(\$133,104)	1.0

**Fiscal Analysis**

The bill would amend the Occupations Code relating to the establishment of a peace officer employment opportunity Internet website by the Commission on Law Enforcement Officer Standards and Education (TCLEOSE).

The bill would amend the Occupations Code by requiring TCLEOSE to develop, maintain, and promote a statewide employment website to facilitate public awareness of peace officer employment opportunities, and help the exchange of information between individuals seeking employment as peace officers. The bill would also require TCLEOSE to verify the accuracy of information posted on the Internet website and ensure that the data exchanged via the website is secure. The bill would require TCLEOSE to charge a reasonable fee to state or local law enforcement agencies that posts information on the website or use the website to exchange information with an individual seeking employment as a peace officer. The bill would require TCLEOSE to

limit or discontinue the operation of the Internet website if there were insufficient funding to operate it. The bill would take effect immediately if it is passed by two-thirds votes of all members of each house. Otherwise, the bill would take effect on September 1, 2009.

### **Methodology**

Based on the creation of the employment website that does not currently exist including an increased information resources workload, this analysis estimates TCLEOSE would need one additional Program Specialist FTE under the B10 salary group at \$49,296 per year for a total of \$63,380(including benefit costs of \$14,084) in fiscal years 2010 and 2011.

### **Technology**

TCLEOSE includes technology costs estimated for the creation and maintenance of the website totaling \$353,895 in 2010 and \$69,724 in 2011 through 2014 for annual website operating costs.

### **Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 313 Department of Information Resources, 407 Commission on Law Enforcement Officer Standards and Education

**LBB Staff:** JOB, ESi, GG

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**CRIMINAL JUSTICE IMPACT STATEMENT**

**81ST LEGISLATIVE REGULAR SESSION**

**May 13, 2009**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB2580** by Frost (Relating to the establishment of a peace officer employment opportunity Internet website by the Texas Workforce Commission. ), **Committee Report 2nd House, Substituted**

No significant impact on the programs and workload of state corrections agencies or on the demand for resources and services of those agencies is anticipated from any provisions of this bill that authorize or require a change in the sanctions applicable to adults convicted of felony crimes.

**Source Agencies:**

**LBB Staff:** JOB, TMP

**LEGISLATIVE BUDGET BOARD**  
Austin, Texas

**CRIMINAL JUSTICE IMPACT STATEMENT**

**81ST LEGISLATIVE REGULAR SESSION**

**May 11, 2009**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB2580** by Frost (Relating to the establishment of a peace officer employment opportunity Internet website by the Commission on Law Enforcement Officer Standards and Education.),  
**As Engrossed**

No significant impact on the programs and workload of state corrections agencies or on the demand for resources and services of those agencies is anticipated from any provisions of this bill that authorize or require a change in the sanctions applicable to adults convicted of felony crimes.

**Source Agencies:**

**LBB Staff:** JOB, LM