

By: Orr

H.B. No. 644

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the period in which a public entity, public work, or  
3 state agency must respond to a complaint filed by a person entitled  
4 to an employment preference.

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

6 SECTION 1. Section 657.010(b), Government Code, is amended  
7 to read as follows:

8 (b) The governing body of a public entity or public work  
9 that receives a written complaint under Subsection (a) shall  
10 respond to the complaint at the next meeting of the governing body  
11 for which notice has not yet been posted, which must be held not  
12 later than the 30th [~~15th~~] business day after the date the governing  
13 body receives the complaint. The governing body may render a  
14 different hiring decision than the decision that is the subject of  
15 the complaint if the governing body determines that the veteran's  
16 preference was not applied.

17 SECTION 2. Section 672.004(b), Government Code, is amended  
18 to read as follows:

19 (b) The governing body of a state agency that receives a  
20 written complaint under Subsection (a) shall respond to the  
21 complaint at the next meeting of the governing body for which notice  
22 has not yet been posted, which must be held not later than the 30th  
23 [~~15th~~] business day after the date the governing body receives the  
24 complaint. The governing body may render a different hiring

1 decision than the decision that is the subject of the complaint if  
2 the governing body determines that the employment preference under  
3 this chapter was not applied.

4 SECTION 3. The changes in law made by this Act apply only to  
5 a complaint filed under Section 657.010 or 672.004, Government  
6 Code, on or after the effective date of this Act. A complaint filed  
7 under Section 657.010 or 672.004, Government Code, before the  
8 effective date of this Act is governed by the law in effect on the  
9 date the complaint was filed, and the former law is continued in  
10 effect for that purpose.

11 SECTION 4. 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, 2011.