

1-1 By: Zedler (Senate Sponsor - Harris) H.B. No. 1241
1-2 (In the Senate - Received from the House May 13, 2011;
1-3 May 13, 2011, read first time and referred to Committee on Criminal
1-4 Justice; May 21, 2011, reported favorably by the following vote:
1-5 Yeas 6, Nays 0; May 21, 2011, sent to printer.)

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

1-8 relating to surety bond requirements for reserve deputy constables.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Section 86.012, Local Government Code, is
1-11 amended by amending Subsection (c) and adding Subsection (c-1) to
1-12 read as follows:

1-13 (c) Except as provided by Subsection (c-1), a [A] reserve
1-14 deputy constable must take the official oath and must execute a bond
1-15 in the amount of \$2,000, payable to the constable. The oath and
1-16 bond must be filed with the county clerk of the county in which the
1-17 appointment is made. The oath and bond must be given before the
1-18 reserve deputy constable's entry on duty and simultaneously with
1-19 the officer's appointment.

1-20 (c-1) If a constable appoints more than one reserve deputy
1-21 constable, the constable may execute a blanket surety bond to cover
1-22 the reserve deputy constables. Instead of a reserve deputy
1-23 constable executing an individual bond under Subsection (c) or the
1-24 constable executing a blanket surety bond, the county may
1-25 self-insure against losses that would have been covered by the
1-26 bond.

1-27 SECTION 2. This Act takes effect immediately if it receives
1-28 a vote of two-thirds of all the members elected to each house, as
1-29 provided by Section 39, Article III, Texas Constitution. If this
1-30 Act does not receive the vote necessary for immediate effect, this
1-31 Act takes effect September 1, 2011.

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