

By: Gonzalez

H.B. No. 1948

A BILL TO BE ENTITLED

AN ACT

relating to the sheriff's department civil service commission appointments in certain counties.

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

SECTION 1. Sections 158.034(a) and (c), Local Government Code, are amended to read as follows:

(a) In a county with a population of less than 3.3 [~~2.8~~] million, if a majority of the employees voting at the election approve the creation of a sheriff's department civil service system, the sheriff shall appoint two persons and the [7] commissioners court, [~~and~~] district attorney, and employee organization representing the majority of sheriff's department employees shall each appoint one person to serve as a member of the civil service commission that administers the system. In a county with a population of 3.3 [~~2.8~~] million or more, if a majority of the employees voting at the election approve the creation of a sheriff's department civil service system, the sheriff, commissioners court, and district attorney shall each appoint two persons to serve as members of the civil service commission that administers the system, and the three appointing authorities shall appoint one member by joint action requiring the affirmative vote of each of the authorities.

(c) Each member of the commission is appointed for a term of two years. However, the initial members of the commission in a

1 county with a population of less than 3.3 [~~2.8~~] million shall
2 determine by lot which two of them will serve a term of two years and
3 which one of them will serve a term of one year. In a county with a
4 population of 3.3 [~~2.8~~] million or more:

5 (1) the initial member appointed jointly under
6 Subsection (a) serves a term of two years; and

7 (2) the initial members appointed by each individual
8 appointing authority shall determine by lot which one of the two
9 initial members appointed by the appointing authority will serve a
10 term of two years and which initial member appointed by that
11 authority will serve a term of one year.

12 SECTION 2. In a county with a population of less than 3.3
13 million to which Section 158.034, Local Government Code, as amended
14 by this Act, applies and in which a sheriff's department civil
15 service system commission exists before the effective date of this
16 Act, the sheriff and the employee organization shall each appoint
17 one member to the commission. The five members composed of the
18 current three members and the two new members shall then determine
19 by agreement or lot which three of them will serve a term of two
20 years and which two of them will serve a term of one year.

21 SECTION 3. This Act takes effect September 1, 2011.