

1-1 By: Hegar S.B. No. 1477
1-2 (In the Senate - Filed March 10, 2011; March 22, 2011, read
1-3 first time and referred to Committee on Veteran Affairs and
1-4 Military Installations; April 12, 2011, reported adversely, with
1-5 favorable Committee Substitute by the following vote: Yeas 5, Nays
1-6 0; April 12, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1477 By: Rodriguez

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to differential pay and benefits for certain officers and
1-11 employees of emergency services districts who are members of the
1-12 armed forces.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-14 SECTION 1. Subchapter C, Chapter 775, Health and Safety
1-15 Code, is amended by adding Section 775.039 to read as follows:

1-16 Sec. 775.039. DIFFERENTIAL PAY AND BENEFITS FOR OFFICERS
1-17 AND EMPLOYEES OF EMERGENCY SERVICES DISTRICTS. (a) A board may
1-18 provide differential pay to a district officer or employee who is a
1-19 member of the state military forces or a reserve component of the
1-20 United States armed forces who is called to active duty if:

1-21 (1) the board adopts a policy providing for
1-22 differential pay for all similarly situated officers or employees;
1-23 and

1-24 (2) the officer's or employee's military pay is less
1-25 than the officer's or employee's gross pay from the district.

1-26 (b) The combination of differential pay and military pay may
1-27 not exceed the officer's or employee's actual gross pay from the
1-28 district.

1-29 (c) For purposes of this section, military pay does not
1-30 include money the officer or employee receives:

1-31 (1) for service in a combat zone;

1-32 (2) as hardship pay; or

1-33 (3) for being separated from the officer's or
1-34 employee's family.

1-35 (d) The differential pay provided by Subsection (a) begins
1-36 when the benefits allowed under Section 431.005, Government Code,
1-37 are exhausted and continues until the officer's or employee's
1-38 active military duty terminates.

1-39 (e) The board may extend the insurance benefits provided by
1-40 the district to a district officer or employee who is a member of
1-41 the state military forces or a reserve component of the United
1-42 States armed forces who is called to active duty and to the
1-43 officer's or employee's dependents. The extension period begins
1-44 when the benefits allowed under Section 431.005, Government Code,
1-45 are exhausted and continues until the officer's or employee's
1-46 active military duty terminates.

1-47 SECTION 2. This Act takes effect September 1, 2011.

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