

BILL ANALYSIS

C.S.H.B. 2748
By: Ellzey
Transportation
Committee Report (Substituted)

BACKGROUND AND PURPOSE

The 85th Texas Legislature enacted legislation to include among the peace officers eligible to apply for certification to enforce commercial motor vehicle safety standards a police officer of a municipality with a population between 18,000 and 18,500 that is located entirely in a county that has a population of less than 200,000, is adjacent to two counties that each have a population of more than 1.2 million, and contains two highways that are part of the national system of interstate and defense highways. However, due to population growth, increases of the population brackets established by that legislation are necessary. C.S.H.B. 2748 seeks to address this issue by adjusting certain population requirements regarding the authorization for certain peace officers to apply for that certification.

CRIMINAL JUSTICE IMPACT

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

C.S.H.B. 2748 amends the Transportation Code to revise the eligibility of certain peace officers to apply for certification to enforce commercial motor vehicle safety standards by making eligible to apply for that certification a police officer of a municipality that meets the following criteria:

- the municipality has a population between 32,000 and 50,000; and
- the municipality is located entirely in a county that has a population of less than 250,000, is adjacent to two counties that each have a population of more than 1.2 million, and contains two highways that are part of the national system of interstate and defense highways.

EFFECTIVE DATE

September 1, 2021.

COMPARISON OF ORIGINAL AND SUBSTITUTE

While C.S.H.B. 2748 may differ from the original in minor or nonsubstantive ways, the following summarizes the substantial differences between the introduced and committee substitute versions of the bill.

Whereas the original only updated a municipality population bracket, the substitute also revises the population bracket of the county in which that municipality is entirely located.