

## **BILL ANALYSIS**

Senate Research Center

C.S.S.B. 527  
By: Patterson  
Intergovernmental Relations  
2-27-97  
Committee Report (Substituted)

### **DIGEST**

Currently, a peace officer is subject to being discharged from the officer's place of employment for refusing to take a polygraph examination. The goal of S.B. 527 is to extend the same privileges to police officers that the general public enjoys by prohibiting an officer from being discharged by the officer's employer for refusing to take a polygraph examination.

### **PURPOSE**

As proposed, C.S.S.B. 527 outlines provisions prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 614, Government Code, by adding Subchapter E, as follows:

#### **SUBCHAPTER E. POLYGRAPH EXAMINATIONS**

Sec. 614.061. DEFINITION. Defines "peace officer."

Sec. 614.062. APPLICABILITY OF SUBCHAPTER. Provides that this subchapter does not apply to a peace officer to whom Section 411.007, Government Code, applies.

Sec. 614.063. POLYGRAPH EXAMINATION. Prohibits a peace officer from being suspended, discharged, or subjected to any other form of employment discrimination by the peace officer's employer because the officer refuses to take a polygraph examination.

SECTION 2. Repealer: Sections 143.124, 143.313, and 157.905, Local Government Code, (Polygraph Examinations, and Polygraph Examination of Deputy Sheriff in Certain Sheriff's Departments).

SECTION 3. Emergency clause.  
Effective date: upon passage.

### **SUMMARY OF COMMITTEE CHANGES**

Amends SECTION 1, Section 614.062, Government Code, regarding the applicability of subchapter E to a peace officer.

Amends SECTION 2, Government Code, to repeal Sections 143.124, 143.313, and 157.905, regarding polygraph examinations.