

BILL ANALYSIS

Senate Research Center
80R14151 EJI-F

H.B. 2283
By: Chavez (Watson)
Intergovernmental Relations
5/17/2007
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Current law provides for a sheriff's civil service commission for certain counties which provides a property right to those jobs in the commission covered by the law. As a result, deputy sheriffs under this system can only be fired for cause. This conflicts with Section 85.003 (Deputies), Local Government Code, which requires deputy sheriffs commissions to be reissued anytime a new sheriff is elected and provides that those deputies serve at the pleasure of the elected sheriff.

H.B. 2283 includes deputy sheriffs in the coverage of a civil service system and provides that deputies in such a system are only authorized to be suspended for a violation of a civil service rule adopted under that system.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 85.003, Local Government Code, by amending Subsection (c) and adding Subsection (f), as follows:

(c) Provides that a deputy serves at the pleasure of the sheriff, except as provided by Subsection (f). Authorizes the sheriff to revoke the appointment of the deputy on the deputy's indictment for a felony.

(f) Authorizes the suspension or removal of a deputy who is included in the coverage of a civil service system created under Chapter 158 (County Civil Service) only for violation of a civil service rule adopted under that system.

SECTION 2. Effective date: upon passage or September 1, 2007.