

BILL ANALYSIS

Senate Research Center
85R12618 DMS-D

S.B. 1246
By: Rodríguez
State Affairs
4/7/2017
As Filed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

The Texas Government Code states that bailiff pay, whether just hired or having been with the county for many years, must be uniform. This does not allow for upward mobility within the profession or for adjustments based on factors specific to the community.

S.B. 1246 allows for El Paso County Commissioners Court to establish a pay scale that would be based on a community's respective market, a candidate's experience, and any other relevant factors. The El Paso Council of Judges would set the final salaries in writing based on the pay scale established by the Commissioners Court.

As proposed, S.B. 1246 amends current law relating to the salary of a bailiff in El Paso County.

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 Sections 53.0091(a), (b), and (d), Government Code, as follows:

(a) Requires each bailiff appointed under Section 53.002(c) (relating to the appointment of bailiffs in El Paso County), to be paid an annual salary out of the general fund of El Paso County, unless another source of funding is approved by the commissioners court. Requires that the salary be consistent with other comparable positions in El Paso County as set by the commissioners court and requires that the salary be approved by a majority vote of the El Paso Council of Judges. Deletes existing text requiring the appointing judge to set the salary in writing and setting forth the initial amount of the salary.

(b) Provides that bailiffs appointed under Section 53.002(c) who held office as bailiffs under that section on June 30, 2017, rather than held office under certain other chapters on August 25, 1985, are entitled to receive at least the same annual salary or compensation under this section as they received on that date.

(d) Provides that a person appointed to succeed a bailiff who held office as bailiff under Section 53.002(c), rather than certain other chapters, is not entitled to be paid the same annual salary paid to the bailiff the person succeeds, but is entitled to receive an annual salary as provided by Subsection (a). Deletes existing text setting forth certain other salary requirements for certain persons succeeding a bailiff.

SECTION 2. Repealer: Sections 53.0091(c) (relating to certain salary increases for bailiffs) and (e) (relating to certain restrictions on salary increases for bailiffs), Government Code.

SECTION 3. Effective date: September 1, 2017.