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AN ACT

relating to the creation of a sheriff's department civil service system in certain counties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 158, Local Government Code, is amended by adding Section 158.0025 to read as follows:

Sec. 158.0025. CREATION OF SHERIFF'S DEPARTMENT CIVIL SERVICE SYSTEM IN CERTAIN COUNTIES NOT COVERED BY SUBCHAPTER B.

(a) This section applies only to a county with a population of 200,000 or more, other than:

(1) a county that has created a civil service system under this subchapter to include those employees of the county described by Section 158.002; or

(2) a county in which the sheriff's department is eligible to create a civil service system under Subchapter B.

(b) Notwithstanding any other provision of this subchapter, the commissioners court of a county to which this section applies may create a civil service system under this section to include only the employees of the sheriff's department of the county.

(c) A sheriff's department civil service system may be created under this section by an order in accordance with Section 158.003 or by an election in accordance with Section 158.004.

(d) Notwithstanding Section 158.005(b), if an election is ordered under Section 158.004 on the question of the creation of a

1 sheriff's department civil service system under this section, the
2 commissioners court shall order the ballot at the election to be
3 printed to provide voting for or against the proposition:
4 "Creation of a civil service system for the sheriff's department of
5 the county."

6 (e) Notwithstanding Section 158.014(c), if an election is
7 called to determine whether a sheriff's department civil service
8 system created under this section will be dissolved under that
9 section, the commissioners court shall order the ballot at the
10 election to be printed to provide voting for or against the
11 proposition: "Dissolution of the civil service system for the
12 sheriff's department of the county."

13 (f) Sections 158.0065 and 158.007 do not apply to a
14 sheriff's department civil service system created under this
15 section.

16 (g) Except as otherwise provided by this section, the
17 provisions of this subchapter that would govern the operation of a
18 civil service system created for all employees of a county under
19 this chapter apply to the operation of a civil service system
20 created for the employees of the sheriff's department of a county
21 under this section.

22 SECTION 2. The heading to Subchapter B, Chapter 158, Local
23 Government Code, is amended to read as follows:

24 SUBCHAPTER B. SHERIFF'S DEPARTMENT CIVIL SERVICE SYSTEM IN CERTAIN
25 COUNTIES

26 SECTION 3. This Act takes effect September 1, 2005.

David Dewhurst
President of the Senate

Jim Coakley
Speaker of the House

I hereby certify that S.B. No. 1673 passed the Senate on May 5, 2005, by the following vote: Yeas 31, Nays 0.

Patsy Paw
Secretary of the Senate

I hereby certify that S.B. No. 1673 passed the House on May 25, 2005, by a non-record vote.

Robert Haney
Chief Clerk of the House

Approved:

17 JUNE '05
Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
9:20 AM O'CLOCK

JUN 17 2005
Roger Williams
Secretary of State