

AN ACT

relating to secondary employment by officers commissioned by the
Department of Public Safety of the State of Texas.

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

SECTION 1. Section 411.0077, Government Code, is amended by
amending Subsections (b) and (c) and adding Subsection (b-1) to
read as follows:

(b) The department shall adopt reasonable guidelines
relating to acceptable off-duty employment. The guidelines shall
be uniformly applied to all supervisory and nonsupervisory
commissioned officers.

(b-1) If the department denies approval of a commissioned
officer's secondary employment or proposed secondary employment,
the director or the director's designee must promptly notify the
officer in writing of the specific guideline adopted under
Subsection (b) on which the department's decision is based. The
notice must explain why the secondary employment or proposed
secondary employment is prohibited by the referenced guideline.

(c) If a commissioned [~~an~~] officer is engaged in off-duty
employment that the officer believes, in good faith, is not
prohibited by a specific guideline adopted under Subsection (b),
the officer is authorized to engage in the off-duty employment
until the director or the director's [~~his~~] designee informs the
officer in writing that the employment is not acceptable.

1 SECTION 2. This Act takes effect September 1, 2003, and
2 applies to any decision made by the Department of Public Safety of
3 the State of Texas on or after the effective date of this Act with
4 respect to whether a commissioned officer of the department is
5 authorized to engage in off-duty employment.

David Newkirk
President of the Senate

Tom Craddick
Speaker of the House

I hereby certify that S.B. No. 1114 passed the Senate on
May 1, 2003, by the following vote: Yeas 31, Nays 0.

Patsy Spaul
Secretary of the Senate

I hereby certify that S.B. No. 1114 passed the House on
May 28, 2003, by a non-record vote.

Robert Haney
Chief Clerk of the House

Approved:

20 JUN '03
Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
9:30 PM O'CLOCK

JUN 20 2003
Ann Shea
Secretary of State