

BILL ANALYSIS

Senate Research Center
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C.S.S.B. 1780
By: Lindsay
Intergovernmental Relations
4/12/2001
Committee Report (Substituted)

DIGEST AND PURPOSE

Currently, an employee of a sheriff's department who is demoted, suspended, or removed from a position on a final decision by the commission administering the sheriff's department civil service system may appeal the decision through a district court. However, a sheriff does not have the authority to appeal such a decision regarding a sheriff's department employee. C.S.S.B. 1780 grants a sheriff the right to appeal to a district court a final decision by a commission that reverses or modifies an employee's demotion, suspension, or renewal.

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 158.037(a) and (c), Local Government Code, as follows:

- (a) Authorizes a sheriff to appeal a final commission decision that reverses or modifies an employee's demotion, suspension, or removal by filing a petition in a district court in the county within 30 days after the date of the decision.
- (c) Requires a district court, if it renders judgment for the sheriff, to reverse the decision of the commission and affirm the decision of the sheriff.

SECTION 2. Effective date: September 1, 2001.

SUMMARY OF COMMITTEE CHANGES

SECTION 1. Amends As Filed S.B. 1780 to provide that the sheriff may only appeal a final decision of the commission.

SECTION 2. Amends As Filed S.B. 1780 to provide an effective date.