

By: Geren, King of Parker,
Rodriguez of Travis, Branch, et al.

H.B. No. 2253

Substitute the following for H.B. No. 2253:

By: Pitts

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A BILL TO BE ENTITLED

1 AN ACT

2 relating to compensation for commissioned peace officers employed
3 by the attorney general.

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

5 SECTION 1. Section 402.009, Government Code, is amended to
6 read as follows:

7 Sec. 402.009. AUTHORITY TO EMPLOY AND COMMISSION PEACE
8 OFFICERS. (a) The attorney general may employ and commission peace
9 officers as investigators for the limited purpose of assisting the
10 attorney general in carrying out the duties of that office relating
11 to prosecution assistance and crime prevention.

12 (b) The attorney general shall ensure that an investigator
13 employed as authorized under Subsection (a) is compensated
14 according to Schedule C of the position classification salary
15 schedule prescribed by the General Appropriations Act.

16 SECTION 2. Section 659.301(5), Government Code, is amended
17 to read as follows:

18 (5) "State employee" means an individual who:

19 (A) is a commissioned law enforcement officer of
20 the Department of Public Safety, the Texas Facilities Commission,
21 the Texas Alcoholic Beverage Commission, ~~[or]~~ the Texas Department
22 of Criminal Justice, or the attorney general;

23 (B) is a commissioned security officer of the
24 comptroller;

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1 (C) is a law enforcement officer commissioned by
2 the Parks and Wildlife Commission:

3 (D) is a commissioned peace officer of an
4 institution of higher education;

5 (E) is an employee or official of the Board of
6 Pardons and Paroles or the parole division of the Texas Department
7 of Criminal Justice if the employee or official has routine direct
8 contact with inmates of any penal or correctional institution or
9 with administratively released prisoners subject to the board's
10 jurisdiction;

11 (F) has been certified to the Employees
12 Retirement System of Texas under Section 815.505 as having begun
13 employment as a law enforcement officer or custodial officer,
14 unless the individual has been certified to the system as having
15 ceased employment as a law enforcement officer or custodial
16 officer; or

17 (G) before May 29, 1987, received hazardous duty
18 pay based on the terms of any state law if the individual holds a
19 position designated under that law as eligible for the pay.

20 SECTION 3. (a) The classification officer in the office of
21 the state auditor shall classify the position of commissioned peace
22 officer employed as an investigator by the Office of the Attorney
23 General as a Schedule C position under the Texas Position
24 Classification Plan, 1961.

25 (b) The change made by the classification officer as
26 required by this section applies beginning in the state fiscal
27 biennium beginning September 1, 2013.

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1 (c) This section expires September 1, 2015.

2 SECTION 4. This Act takes effect September 1, 2013.