

**AGENDA ITEM REQUEST FORM**

**Hays County Commissioners Court**

Tuesdays at 9:00 AM

Request forms are due in Microsoft Word Format via email by 2:00 p.m. on Wednesday.

**AGENDA ITEM**

Approve and confirm the appointment of Toby Shelton as a Deputy Constable for Hays County Constable Precinct 3 Office.

ITEM TYPE	MEETING DATE	AMOUNT REQUIRED
CONSENT	July 25, 2017	

**LINE ITEM NUMBER**

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**AUDITOR USE ONLY**

**AUDITOR COMMENTS:**

**PURCHASING GUIDELINES FOLLOWED:** N/A      **AUDITOR REVIEW:** N/A

REQUESTED BY	SPONSOR	CO-SPONSOR
Ray Helm Constable	CONLEY	N/A

**SUMMARY**

Toby comes from Travis County Sheriff's Office and Travis County Constable Office. He has an Intermediate Peace Officers License and has passed all backgrounds and qualifications for this Deputy Position.

Pursuant to Local Government Code Chapter 86, Subchapter B 86.011 (a) The Commissioner's Court shall approve and confirm the appointment of a Deputy Constable.

**Sec. 86.011. APPOINTMENT OF DEPUTY CONSTABLE.**

- (a) An elected constable who desires to appoint a deputy must apply in writing to the commissioners court of the county and show that it is necessary to appoint a deputy in order to properly handle the business of the constable's office that originates in the constable's precinct. The application must state the name of the proposed deputy. The commissioners court shall approve and confirm the appointment of the deputy only if the commissioners court determines that the constable needs a deputy to handle the business originating in the precinct.
- (b) Each deputy constable must qualify in the manner provided for deputy sheriffs.
- (c) The constable is responsible for the official acts of each deputy of the constable. The constable may require a deputy to post a bond or security. A constable may exercise any remedy against a deputy or the deputy's surety that a person may exercise against the constable or the constable's surety.
- (d) A person commits an offense if the person:
  - (1) serves as a deputy constable and the person has not been appointed as provided by Subsection (a); or
  - (2) is a constable and issues a deputyship without the consent and approval of the commissioners court.
- (e) An offense under Subsection (d) is punishable by a fine of not less than \$50 or more than \$1,000.