

SENATOR JEFF WENTWORTH
SENATE DISTRICT 25



PRESIDENT PRO TEM
OF THE TEXAS SENATE
2004 - 2005

COMMITTEES

Jurisprudence, Chairman
Administration
Intergovernmental Relations
Transportation and Homeland Security

AUSTIN
Capitol Building, Room 1E.9
P. O. Box 12068
Austin, Texas 78711
(512) 463-0125
Toll-Free (888) 824-6984
FAX (512) 463-7794
Dial 711 for Relay Calls

*The Senate of
The State of Texas*

COUNTIES IN
SENATE DISTRICT 25

Bexar (north) Hays
Comal Kendall
Guadalupe Travis (south)

INTERNET E-MAIL
jeff.wentworth@senate.state.tx.us

June 27, 2008

SAN ANTONIO
1250 N. E. Loop 410, Suite 925
San Antonio, Texas 78209
(210) 826-7800
FAX (210) 826-0571

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OPINION COMMITTEE

FILE # ML-45751-08
I.D. # 45751

RQ-0724-GA

The Honorable Greg Abbott
Attorney General of Texas
Attn: Opinions Committee
Post Office Box 12548
Austin, Texas 78711-2548

Re: Whether an independent school district police chief may simultaneously serve as a member of a city council that is located within the school district.

Dear General Abbott:

Mike Layman is the Police Chief, a full-time paid position, with the Mansfield Independent School District (MISD) Police Department. Mr. Layman is also an elected member of the Mansfield City Council, an unpaid position. The City of Mansfield is located wholly within the MISD.

As Chairman of the Senate Jurisprudence Committee, I ask for your opinion regarding whether Mr. Layman may simultaneously serve as MISD Police Chief and Mansfield City Councilman without violating the Doctrine of Incompatibility.

Thank you for your assistance in this matter.

Sincerely,

Jeff Wentworth
Chairman
Senate Jurisprudence Committee

cc: The Honorable Chris Harris
JW/kh