

By: Martinez

H.B. No. 1080

A BILL TO BE ENTITLED

AN ACT

relating to cardiopulmonary resuscitation certification requirements for certain food service employees.

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

SECTION 1. Chapter 438, Health and Safety Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. CARDIOPULMONARY RESUSCITATION CERTIFICATION FOR CERTAIN FOOD SERVICE EMPLOYEES

Sec. 438.051. DEFINITION. In this subchapter, "food service establishment" has the meaning assigned by Section 437.001.

Sec. 438.052. APPLICABILITY. This subchapter applies only to a food service establishment with a space designed for food consumption on the premises of the establishment.

Sec. 438.053. CARDIOPULMONARY RESUSCITATION CERTIFICATION.

(a) A food service establishment may require each establishment employee whose position requires regular interaction with customers consuming food on the establishment's premises to hold a certification in cardiopulmonary resuscitation. The establishment is not required to reimburse an employee for the cost of obtaining the certification.

(b) The instructor of a training course for the certification in cardiopulmonary resuscitation required under this section must be authorized to provide the training by the American Heart Association, the American Red Cross, or a similar nationally

1 recognized association that provides the training.

2 Sec. 438.054. PROHIBITED DISCRIMINATION. A food service  
3 establishment may not discriminate in hiring an employee for a  
4 position described by Section 438.053(a) based on whether an  
5 applicant for the position holds a certification in cardiopulmonary  
6 resuscitation.

7 SECTION 2. This Act takes effect September 1, 2023.