

1-1 By: McClendon, et al. (Senate Sponsor - Barrientos) H.B. No. 89  
1-2 (In the Senate - Received from the House April 7, 2003;  
1-3 April 9, 2003, read first time and referred to Committee on  
1-4 Government Organization; April 28, 2003, reported adversely, with  
1-5 favorable Committee Substitute by the following vote: Yeas 7, Nays  
1-6 0; April 28, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 89 By: Armbrister

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to a leave of absence for certain state employees who are  
1-11 donating an organ, bone marrow, or blood.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter Z, Chapter 661, Government Code, is  
1-14 amended by adding Sections 661.916 and 661.917 to read as follows:

1-15 Sec. 661.916. LEAVE FOR ORGAN OR BONE MARROW DONORS. (a) A  
1-16 state employee is entitled to a leave of absence without a deduction  
1-17 in salary for the time necessary to permit the employee to serve as  
1-18 a bone marrow or organ donor.

1-19 (b) The leave of absence provided by this section may not  
1-20 exceed:

1-21 (1) five working days in a fiscal year to serve as a  
1-22 bone marrow donor; or

1-23 (2) 30 working days in a fiscal year to serve as an  
1-24 organ donor.

1-25 Sec. 661.917. DONATION OF BLOOD. (a) A state agency shall  
1-26 allow each agency employee sufficient time off, without a deduction  
1-27 in salary or accrued leave, to donate blood.

1-28 (b) An employee may not receive time off under this section  
1-29 unless the employee obtains approval from the employee's supervisor  
1-30 before taking time off.

1-31 (c) On returning to work after taking time off under this  
1-32 section, an employee shall provide the employee's supervisor with  
1-33 proof that the employee donated blood during the time off. If an  
1-34 employee fails to provide proof that the employee donated blood  
1-35 during the time off, the state agency shall deduct the period for  
1-36 which the employee was granted time off from the employee's salary  
1-37 or accrued leave, whichever the employee chooses.

1-38 (d) An employee may receive time off under this section not  
1-39 more than four times in a fiscal year.

1-40 SECTION 2. This Act takes effect September 1, 2003.

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