

1-1 By: Goolsby (Senate Sponsor - Deuell) H.B. No. 622
1-2 (In the Senate - Received from the House May 12, 2003;
1-3 May 13, 2003, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 22, 2003, reported favorably by
1-5 the following vote: Yeas 5, Nays 0; May 22, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to business leave time accounts for police officer
1-9 employee organizations in certain municipalities.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Chapter 142, Local Government Code, is amended
1-12 by adding Section 142.013 to read as follows:

1-13 Sec. 142.013. BUSINESS LEAVE TIME ACCOUNT FOR POLICE
1-14 OFFICERS IN CERTAIN MUNICIPALITIES. (a) This section applies only
1-15 to police officers employed by a municipality with a population of
1-16 one million or more that has not adopted Chapter 174 and to which
1-17 Section 143.1261 does not apply.

1-18 (b) In this section:

1-19 (1) "Business leave" means leave taken for the purpose
1-20 of attending to the business of an employee organization.

1-21 (2) "Employee organization" includes:

1-22 (A) the Texas Peace Officers Association;

1-23 (B) the Dallas Police Association;

1-24 (C) the Dallas Fraternal Order of Police; and

1-25 (D) the Latino Peace Officers Association.

1-26 (c) A police officer may donate not more than two hours for
1-27 each month of accumulated vacation or compensatory time to the
1-28 business leave time account of an employee organization. The
1-29 municipality shall establish and maintain a business leave time
1-30 account for each employee organization.

1-31 (d) The police officer must authorize the donation in
1-32 writing on a form provided by the employee organization and
1-33 approved by the municipality. After receiving the signed
1-34 authorization on an approved form, the municipality shall transfer
1-35 donated time to the account monthly until the municipality receives
1-36 the police officer's written revocation of the authorization.

1-37 (e) Only a police officer who is a member of an employee
1-38 organization may use for business leave purposes the time donated
1-39 to the account of that employee organization. A police officer may
1-40 use for business leave purposes the time donated under this section
1-41 without receiving a reduction in salary and without reimbursing the
1-42 municipality.

1-43 (f) A request to use for business leave purposes the time in
1-44 an employee organization's time account must be in writing and
1-45 submitted to the municipality by the president or the equivalent
1-46 officer of the employee organization or by that officer's designee.

1-47 (g) The municipality shall grant a request for business
1-48 leave that complies with Subsection (f) unless:

1-49 (1) denial of the request is necessary because of an
1-50 emergency; or

1-51 (2) a grant of the request will result in having an
1-52 insufficient number of police officers to carry out the normal
1-53 functions of the municipality.

1-54 (h) The municipality shall account for the time donated to
1-55 the account and used from the account. The municipality shall
1-56 credit and debit the account on an hour-for-hour basis regardless
1-57 of the cash value of the time donated or used.

1-58 (i) An employee organization may not use for business leave
1-59 purposes more than 4,000 hours from its business leave time account
1-60 under this section in a calendar year. This subsection does not
1-61 prevent an employee organization from accumulating more than 4,000
1-62 hours, but only addresses the total number of donated hours that an
1-63 employee organization may use in any calendar year.

1-64 (j) The use of business leave by a police officer under this

2-1 section is not a break in service for any purpose and is treated as
2-2 any other paid leave.

2-3 SECTION 2. This Act takes effect immediately if it receives
2-4 a vote of two-thirds of all the members elected to each house, as
2-5 provided by Section 39, Article III, Texas Constitution. If this
2-6 Act does not receive the vote necessary for immediate effect, this
2-7 Act takes effect September 1, 2003.

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