

1-1 By: Brimer S.B. No. 189
1-2 (In the Senate - Filed January 10, 2007; January 29, 2007,
1-3 read first time and referred to Committee on Intergovernmental
1-4 Relations; February 21, 2007, reported favorably by the following
1-5 vote: Yeas 4, Nays 0; February 21, 2007, sent to printer.)

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

1-8 relating to the amount of sick leave for police officers employed by
1-9 certain municipalities.

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

1-11 SECTION 1. Subsection (i), Section 143.3015, Local
1-12 Government Code, is amended to read as follows:

1-13 (i) Notwithstanding Subsections (a) and (h), a municipality
1-14 with a population of less than 560,000 that has not recognized an
1-15 association as the sole and exclusive bargaining agent as provided
1-16 by Section 143.304 before September 1, 2005, may adopt rules for
1-17 police officers converting vacation and sick leave days to hours
1-18 that supersede [~~supercede~~] the provisions of Section 142.0013,
1-19 Section 143.045, and Section 143.046 provided that:

1-20 (1) [~~(A)~~] A police officer is entitled to earn 120
1-21 hours of vacation leave each year with pay, as a minimum, if the
1-22 officer has been regularly employed in the department or
1-23 departments for at least one year.

1-24 (2) [~~(B)~~] In computing the length of time a police
1-25 officer may be absent from work on vacation leave, only those hours
1-26 that the person would have been required to work if not on vacation
1-27 may be counted as vacation leave.

1-28 (3) [~~(C)~~] A police officer shall be granted the same
1-29 number of vacation hours and holiday hours, or hours in lieu of
1-30 vacation hours or holiday hours, granted to other municipal
1-31 employees who work the same number of hours in a regular work day
1-32 and have worked for the municipality for the same number of years.

1-33 (4) [~~(D)~~] A police officer shall be granted sick leave
1-34 with pay accumulated at the rate of 10 [~~4.61~~] hours for each full
1-35 month employed in a calendar year, so as to total 120 hours to the
1-36 person's credit each 12 months.

1-37 (5) [~~(E)~~] A police officer who leaves the classified
1-38 service for any reason is entitled to receive in a lump-sum payment
1-39 the full amount of the person's salary for accumulated sick leave if
1-40 the person has accumulated not more than 720 hours of sick leave,
1-41 the person's employer may limit payment to the amount that the
1-42 person would have received if the person had been allowed to use 720
1-43 hours of accumulated sick leave during the last six months of
1-44 employment. The lump-sum payment is computed by compensating the
1-45 police officer for the accumulated time at the highest permanent
1-46 pay classification for which the person was eligible during the
1-47 last six months of employment. The police officer is paid for the
1-48 same period for which the person had taken the sick leave but does
1-49 not include additional holidays and any sick leave or vacation time
1-50 that the person might have accrued during the 720 hours.

1-51 SECTION 2. This Act takes effect immediately if it receives
1-52 a vote of two-thirds of all the members elected to each house, as
1-53 provided by Section 39, Article III, Texas Constitution. If this
1-54 Act does not receive the vote necessary for immediate effect, this
1-55 Act takes effect September 1, 2007.

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