

Amend SB 2298 on third reading as follows:

(1) Strike the recital to SECTION 1 of the bill (page 1, lines 4 and 5, house committee printing) and substitute the following:

SECTION 1. Section 659.016, Government Code, is amended by amending Subsection (i) and adding Subsection (j) to read as follows:

(2) In SECTION 1 of the bill, strike amended Section 659.016(i), Government Code (page 1, lines 6-12, house committee printing), and substitute the following:

(i) Except as provided by this subsection and Subsection (j), an [An] employee covered by this section may not be paid for any unused compensatory time. An employee may be paid for the hours of compensatory time the employee earns for work directly related to a disaster or emergency declared by the appropriate officer of the state or federal government.

(3) In SECTION 1 of the bill, in amended Section 659.016, Government Code (page 1, between lines 12 and 13, house committee printing), insert the following:

(j) An employee employed by a state mental health or mental retardation facility may be paid for any unused compensatory time if the employing agency determines that taking the compensatory time off would disrupt the normal business functions of the agency.

(4) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill as appropriate:

SECTION _____. Section 659.015, Government Code, is amended by amending Subsection (g) and adding Subsections (i) and (j) to read as follows:

(g) Compensatory time off to which an employee is entitled under Subsection (f) must be taken during the 12-month period following the end of the workweek in which the compensatory time was accrued or it lapses. An employee may not be paid for that compensatory time, except as provided by this subsection and Subsections (i) and (j). An [However, an] employee of an institution of higher education as defined by Section 61.003, Education Code, or an employee engaged in a public safety activity, including highway construction and maintenance or an emergency

response activity, may be paid at the employee's regular rate of pay for that compensatory time if the employer determines that taking the compensatory time off would disrupt normal teaching, research, or other critical functions.

(i) A state employee may be paid for the hours of compensatory time the employee earns for work directly related to a disaster or emergency declared by the appropriate officer of the state or federal government.

(j) An employee employed by a state mental health or mental retardation facility may be paid for any unused compensatory time if the employing agency determines that taking the compensatory time off would disrupt the normal business functions of the agency.