

BILL ANALYSIS

H.B. 462
By: Eissler
Public Education
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Currently, most school district employees have more than one type of leave available to them but are not authorized by law to choose which type of leave to take first.

H.B. 462 prohibits a school district from restricting the order in which a district employee is authorized to use personal leave and entitles such an employee to use the leave in any order to the extent that use is appropriate to the purpose of the leave.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

H.B. 462 amends the Education Code to prohibit a school district's board of trustees from adopting a policy governing an employee's use of personal leave provided under the state minimum personal leave program that restricts the order in which an employee may use personal leave provided by the school district. The bill entitles a public school employee who retains any sick leave accumulated under the former minimum sick leave program to use that sick leave or personal leave in any order to the extent that the leave used is appropriate to the purpose of the leave. The bill makes its provisions applicable beginning with the 2009-2010 school year.

EFFECTIVE DATE

On passage, or, if the act does not receive the necessary vote, the act takes effect September 1, 2009.