

By: Eissler

H.B. No. 462

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the use of personal leave by a public school employee.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 22.003, Education Code, is amended by
5 amending Subsection (a) and adding Subsection (f) to read as
6 follows:

7 (a) A state minimum personal leave program consisting of
8 five days per year personal leave with no limit on accumulation and
9 transferable among districts shall be provided for school district
10 employees. School districts may provide additional personal leave
11 beyond this minimum. The board of trustees of a school district may
12 adopt a policy governing an employee's use of personal leave
13 granted under this subsection, except that the policy may not
14 restrict:

15 (1) the purposes for which the leave may be used; or
16 (2) the order in which an employee may use the state
17 minimum personal leave and any additional personal leave provided
18 by the school district.

19 (f) A public school employee who retains any sick leave
20 accumulated under former Section 13.904(a), as that section existed
21 on January 1, 1995, is entitled to use the sick leave provided under
22 that section or the personal leave provided under Subsection (a) in
23 any order to the extent that the leave the employee uses is
24 appropriate to the purpose of the leave.

1 SECTION 2. This Act applies beginning with the 2009-2010
2 school year.

3 SECTION 3. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2009.