

By: Driver, Menendez

H.B. No. 1490

Substitute the following for H.B. No. 1490:

By: Merritt

C.S.H.B. No. 1490

A BILL TO BE ENTITLED

AN ACT

1
2 relating to injury leave and related benefits for certain state
3 peace officers injured in the course of performance of duty.

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

5 SECTION 1. Section 661.918(b), Government Code, is amended
6 to read as follows:

7 (b) A peace officer to whom this section applies is entitled
8 to injury leave, without a deduction in salary, without being
9 required to use compensatory time off accrued under Chapter 659,
10 and without being required to use any other type of leave allowable
11 under this chapter, for an injury sustained due to ~~[resulting from~~
12 ~~an assaultive offense under Chapter 22, Penal Code, to which the~~
13 ~~person is exposed because of]~~ the nature of the officer's ~~[person's]~~
14 duties and that occurs during the course of the officer's ~~[person's]~~
15 performance of duty, except an officer is not entitled to injury
16 leave under this subsection if:

17 (1) the officer's own gross negligence contributed to
18 the officer's injury; or

19 (2) the injury was related to the performance of
20 routine office duties. ~~[For the purposes of this section, the~~
21 ~~course of performance of a person's duty does not include~~
22 ~~transportation to or from the person's designated headquarters or~~
23 ~~the site of an assignment.]~~

24 SECTION 2. Section 661.918(b), Government Code, as amended

C.S.H.B. No. 1490

1 by this Act, applies only to an injury that occurs on or after
2 January 1, 2009.

3 SECTION 3. This Act takes effect September 1, 2009.