

1-1 By: Carona S.B. No. 833
1-2 (In the Senate - Filed February 13, 2009; March 4, 2009,
1-3 read first time and referred to Committee on Government
1-4 Organization; March 18, 2009, reported favorably by the following
1-5 vote: Yeas 6, Nays 0; March 18, 2009, sent to printer.)

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

1-8 relating to the accrual of vacation and sick leave for certain state
1-9 employees on a military leave of absence.

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

1-11 SECTION 1. Subsections (b) and (c), Section 661.904,
1-12 Government Code, are amended to read as follows:

1-13 (b) The employee on an unpaid leave of absence during
1-14 military duty described by Subsection (a) continues to accrue:

1-15 (1) state service credit for purposes of longevity
1-16 pay;

1-17 (2) ~~while on military duty described by Subsection~~
1-18 ~~(a) but does not accrue~~ vacation leave; and

1-19 (3) ~~or~~ sick leave ~~[during an unpaid leave of~~
1-20 ~~absence]~~.

1-21 (c) The employee may retain any accrued vacation or sick
1-22 leave and is entitled to be credited with those balances on return
1-23 to state employment from military duty described by Subsection (a).
1-24 Leave earned while on an unpaid leave of absence during military
1-25 duty described by Subsection (a) ~~[in a state-paid status]~~ is
1-26 credited to the employee's balance when the employee returns to
1-27 active state employment.

1-28 SECTION 2. This Act takes effect immediately if it receives
1-29 a vote of two-thirds of all the members elected to each house, as
1-30 provided by Section 39, Article III, Texas Constitution. If this
1-31 Act does not receive the vote necessary for immediate effect, this
1-32 Act takes effect September 1, 2009.

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