

1-1 By: Deuell S.B. No. 2419
1-2 (In the Senate - Filed March 13, 2009; March 31, 2009, read
1-3 first time and referred to Committee on Health and Human Services;
1-4 April 24, 2009, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; April 24, 2009,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 2419 By: Deuell

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to preventive treatment for state employees exposed to
1-11 certain contagious diseases while performing duties of employment.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 607.001, Government Code, is amended to
1-14 read as follows:

1-15 Sec. 607.001. DEFINITIONS [~~DEFINITION~~]. In this chapter:

1-16 (1) "Public~~,~~ "public] safety employee" means a peace
1-17 officer, fire fighter, detention officer, county jailer, or
1-18 emergency medical services employee of this state or a political
1-19 subdivision of this state.

1-20 (2) "State employee" means an employee of this state.

1-21 SECTION 2. Section 607.002, Government Code, is amended to
1-22 read as follows:

1-23 Sec. 607.002. REIMBURSEMENT. A public safety employee or a
1-24 state employee who is exposed to a contagious disease is entitled to
1-25 reimbursement from the employing governmental entity for
1-26 reasonable medical expenses incurred in treatment for the
1-27 prevention of the disease if:

1-28 (1) the disease is not an "ordinary disease of life" as
1-29 that term is used in the context of a workers' compensation claim;

1-30 (2) the exposure to the disease occurs during the
1-31 course of the employment; and

1-32 (3) the employee requires preventative medical
1-33 treatment because of exposure to the disease.

1-34 SECTION 3. Section 607.003, Government Code, is amended to
1-35 read as follows:

1-36 Sec. 607.003. PHYSICIAN OF CHOICE. A public safety
1-37 employee or a state employee who is exposed to a disease described
1-38 by Section 607.002 is entitled to be treated for the prevention of
1-39 that disease by the physician of the employee's choice.

1-40 SECTION 4. This Act takes effect immediately if it receives
1-41 a vote of two-thirds of all the members elected to each house, as
1-42 provided by Section 39, Article III, Texas Constitution. If this
1-43 Act does not receive the vote necessary for immediate effect, this
1-44 Act takes effect September 1, 2009.

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