

1-1 By: Kolkhorst, Cook, Darby H.B. No. 988  
1-2 (Senate Sponsor - Whitmire)  
1-3 (In the Senate - Received from the House April 18, 2011;  
1-4 April 20, 2011, read first time and referred to Committee on  
1-5 Criminal Justice; May 9, 2011, reported favorably by the following  
1-6 vote: Yeas 7, Nays 0; May 9, 2011, sent to printer.)

1-7 A BILL TO BE ENTITLED  
1-8 AN ACT

1-9 relating to compensatory time accrued by a correctional officer  
1-10 employed by the Texas Department of Criminal Justice.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 659.015, Government Code, is amended by  
1-13 amending Subsection (g) and adding Subsection (k) to read as  
1-14 follows:

1-15 (g) Except as provided by Subsection (k), compensatory  
1-16 [Compensatory] time off to which an employee is entitled under  
1-17 Subsection (f) must be taken during the 12-month period following  
1-18 the end of the workweek in which the compensatory time was accrued  
1-19 or it lapses. An employee may not be paid for that compensatory  
1-20 time, except as provided by this subsection and Subsections (i) and  
1-21 (j). An employee of an institution of higher education as defined  
1-22 by Section 61.003, Education Code, or an employee engaged in a  
1-23 public safety activity, including highway construction and  
1-24 maintenance or an emergency response activity, may be paid at the  
1-25 employee's regular rate of pay for that compensatory time if the  
1-26 employer determines that taking the compensatory time off would  
1-27 disrupt normal teaching, research, or other critical functions.

1-28 (k) Compensatory time off to which a correctional officer  
1-29 employed by the Texas Department of Criminal Justice is entitled  
1-30 under Subsection (f) must be taken during the 24-month period  
1-31 following the end of the workweek in which the compensatory time was  
1-32 accrued or it lapses.

1-33 SECTION 2. This Act takes effect September 1, 2011.

1-34 \* \* \* \* \*