

By: Van de Putte

S.B. No. 1737

A BILL TO BE ENTITLED

AN ACT

relating to the use and accrual of leaves of absence for military training or duty for officers and employees of the state

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

SECTION 1. Subsection (a) of Section 431.005, Government Code, is amended to read as follows:

Sec. 431.005. LEAVE OF ABSENCE FOR PUBLIC OFFICERS AND EMPLOYEES. (a) Except as provided by Subsection (b), a person who is an officer or employee of the state, a municipality, a county, or another political subdivision of the state and who is a member of the state military forces, a reserve component of the armed forces, or a member of a state or federally authorized Urban Search and Rescue Team is entitled to a paid leave of absence from the person's duties on a day on which the person is engaged in authorized training or duty ordered or authorized by proper authority for not more than 15 workdays in a federal fiscal year. During a leave of absence the person may not be subjected to loss of time, efficiency rating, personal time, sick leave, or vacation time. To the extent a person who is an officer or employee of the state does not use the maximum leave of absence provided under this subsection in a federal fiscal year, it may be used and carried forward in a succeeding fiscal year, provided the maximum hours carried forward from one fiscal year to the next does not exceed 45 workdays.

SECTION 2. Section 431.0825, Government Code, is amended to

1 read as follows:

2 Sec. 431.0825. EMPLOYEES IN NATIONAL GUARD; EMERGENCY
3 LEAVE. (a) A state employee called to state active duty as a
4 member of the state military forces by the governor is entitled to
5 receive paid emergency leave without loss of military leave under
6 Section 431.005(a) or annual leave.

7 (b) A state employee called to active duty for the purpose
8 of providing assistance to civil authorities, or training for this
9 purpose, is entitled to receive paid emergency leave for not more
10 than 22 workdays without loss of military leave under Section
11 431.005(a) or annual leave.

12 SECTION 3. This Act takes effect September 1, 2011.