

By: Martinez

H.B. No. 1858

A BILL TO BE ENTITLED

AN ACT

relating to cardiopulmonary resuscitation certification requirements for certain food service workers.

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

SECTION 1. Chapter 438, Health and Safety Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. CARDIOPULMONARY RESUSCITATION CERTIFICATION FOR CERTAIN FOOD SERVICE EMPLOYEES

Sec. 438.051. APPLICABILITY. This subchapter applies only to a food service establishment at which space for eating is designed or designated.

Sec. 438.052. CARDIOPULMONARY RESUSCITATION CERTIFICATION REQUIRED. (a) A food service establishment described by Section 438.051 shall ensure that all employees of the establishment are certified in cardiopulmonary resuscitation.

(b) A food service establishment shall:

(1) provide training for all employees in cardiopulmonary resuscitation as often as necessary to maintain employee certification; and

(2) pay employees their regular wage for time spent in the training.

(c) The instructor of a training course required under this section must be authorized to provide the instruction by the American Heart Association, the American Red Cross, or a similar

1 nationally recognized association.

2 (d) A food service establishment that hires an employee who
3 is not certified in cardiopulmonary resuscitation shall provide
4 training for that employee not later than the 30th day after the
5 date of hire.

6 (e) A food service establishment may not discriminate in
7 hiring based on whether an applicant is certified in
8 cardiopulmonary resuscitation.

9 SECTION 2. (a) The change in law made by this Act by adding
10 Subchapter E, Chapter 438, Health and Safety Code, applies to an
11 employee who is hired on or after the effective date of this Act.

12 (b) A food service establishment shall provide the training
13 required by this Act for employees hired before the effective date
14 of this Act not later than October 1, 2015.

15 SECTION 3. This Act takes effect September 1, 2015.