

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.

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