



SPONSOR: Rep. Buckworth & Sen. McBride  
Reps. Maier, DiLiberto, Sen.  
Bonini

HOUSE OF REPRESENTATIVES

140th GENERAL ASSEMBLY

HOUSE BILL NO. 603

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO LEAVE FOR STATE EMPLOYEES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

- 1           AMEND Section 1, Chapter 51, Title 29 of the Delaware Code by inserting a new Section 5121 as follows:
- 2           §5121. Leave for bone-marrow or organ donor.
- 3           (a) Definitions.
- 4                   (1) “Bone marrow” means the soft material that fills human bone cavities;
- 5                   (2) “Bone marrow transplant” means the medical procedure by which transfer of bone
- 6                               marrow is made from the body of a person to the body of another person.
- 7                   (3) “Organ” means human organs that are capable of being transferred from the body of
- 8                               a person to the body of another person.
- 9                   (4) “Organ transplant” means the medical procedure by which transfer of an organ is
- 10                              made from the body of a person to the body of another person.
- 11           (b) Any State employee is entitled to leave for the time necessary to permit such employee to
- 12                              serve as a bone-marrow or organ donor without loss of or reduction in any of the following:
- 13                              pay, leave to which otherwise entitled, credit for time or service, or performance or efficiency
- 14                              rating.
- 15           (c) An employee may, in any calendar year, use:
- 16                              (1) not to exceed seven days of leave under this section to serve as a bone-marrow
- 17                                              donor; and
- 18                              (2) not to exceed 30 days of leave under this section to serve as an organ donor.

19 (d) For State employees who are included in a collective bargaining unit, this section shall apply  
20 unless otherwise provided in a collective bargaining agreement.  
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SYNOPSIS

This Act provides that any State employee may take paid leave not exceeding 30 days in any calendar year to serve as an organ donor and paid leave not exceeding seven days in any calendar year to serve as a bone marrow donor.

Recognizing the need and importance of bone-marrow and organ donors, this Act will allow state employees to be donors without using their personal sick or annual leave time. This Act is modeled after the Federal Organ Donor Leave Act for federal employees.