

Regular Session, 2010

HOUSE BILL NO. 400

BY REPRESENTATIVE PEARSON

SCHOOLS/EMPLOYEES: Exempts, under specified fiscal conditions, a local school board from complying with the requirement that the board permit certain employees to take up to 90 days of extended sick leave

1 AN ACT

2 To amend and reenact R.S. 17:500.2(A)(1), 1202(A)(1), and 1206.2(A)(1), relative to the
3 granting of extended sick leave by a city, parish, or other local public school board
4 to certain employees; to provide relative to the requirement that the board permit
5 each such employee to take up to ninety days of extended sick leave; to provide
6 exceptions to such requirement; to provide an effective date; and to provide for
7 related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 17:500.2(A)(1), 1202(A)(1), and 1206.2(A)(1) are hereby amended
10 and reenacted to read as follows:

11 §500.2. School bus operators; extended sick leave

12 A.(1)(a) Except as provided in Subparagraph (b) of this Paragraph, Every
13 every city, and parish, and other local public school board shall permit each school
14 bus operator to take up to ninety days of extended sick leave in each six-year period
15 of employment, which may be used for personal illness or illness of an immediate
16 family member in the manner provided in this Subsection at any time that the school
17 bus operator has no remaining regular sick leave balance.

18 (b) A city, parish, or other local public school board may but shall not be
19 required to comply with the provisions of Subparagraph (a) of this Paragraph during

1 (b) A city, parish, or other local public school board may but shall not be
2 required to comply with the provisions of Subparagraph (a) of this Paragraph during
3 a fiscal year for which the amount of the state and local base per pupil cost
4 determination for such fiscal year, as established in the minimum foundation
5 program formula most recently approved by the legislature, is not an increase of at
6 least two and seventy-five hundredths percent over the amount established for the
7 previous fiscal year.

* * *

9 Section 2. This Act shall become effective upon signature by the governor or, if not
10 signed by the governor, upon expiration of the time for bills to become law without signature
11 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
12 vetoed by the governor and subsequently approved by the legislature, this Act shall become
13 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Pearson

HB No. 400

Abstract: Exempts, under specified fiscal circumstances, a local school board from complying with statutory requirements that the board permit each teacher, school bus operator, and other employee (who is not a teacher or whose employment does not require the holding of a teacher's certificate or who is not employed as a bus driver) to take up to 90 days of extended sick leave.

Relative to teachers, school bus operators, and other employees who are not teachers or whose employment does not require the holding of a teacher's certificate or who are not employed as bus drivers:

Present law provides that every city and parish school board shall permit such employees to take up to 90 days of extended sick leave in each six-year period of employment, which may be used for personal illness or illness of an immediate family member in the manner provided by law at any time that the employee has no remaining regular sick leave balance.

Proposed law provides that a local school board may but shall not be required to comply with present law provisions relative to permitting extended sick leave during a fiscal year for which the amount of the state and local base per pupil cost determination for such fiscal year, as established in the most recent legislatively approved minimum foundation program formula, is not an increase of at least 2.75% over the amount established for the previous fiscal year.

Proposed law retains present law other than referencing the exception provided in proposed law. Proposed law also refers to every city, parish, and other local public school board rather than every city and parish school board.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 17:500.2(A)(1), 1202(A)(1), and 1206.2(A)(1))