

HOUSE No. 1371

The Commonwealth of Massachusetts

PRESENTED BY:

Peter J. Durant

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to a state employee sick leave bank.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Peter J. Durant</i>	<i>6th Worcester</i>
<i>Kate D. Campanale</i>	<i>17th Worcester</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>
<i>James J. Lyons, Jr.</i>	<i>18th Essex</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>
<i>Mathew Muratore</i>	<i>1st Plymouth</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>

HOUSE No. 1371

By Mr. Durant of Spencer, a petition (accompanied by bill, House, No. 1371) of Peter J. Durant and others relative to the state employees’ sick leave bank. Public Service.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2282 OF 2015-2016.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to a state employee sick leave bank.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 7 of the General Laws is hereby amended by inserting after section 4R the
2 following section:-

3 Section 4S. Upon application and determination that an employee is eligible, a sick leave
4 bank shall be established in the executive office of the secretariat that employs the applicant. The
5 term “applicants” shall mean persons employed by an executive branch agency or the trial court
6 who apply to their supervisor to receive a sick leave bank. Upon application and determination
7 than an employee of the trial court is eligible, a sick leave bank shall be established within the
8 court that employs the applicant. The secretary of administration and finance shall prescribe
9 regulations governing the operation of sick leave banks, including criteria for eligibility,
10 procedures for donating time accrued, as well as procedures for the distribution of the donated

11 time to qualifying individuals. Sick leave banks established under this section shall cover
12 employees who either do not participate in the extended illness leave bank under section 4P of
13 chapter 7 or have exhausted the time allowed under that section. Any employee may voluntarily
14 contribute 1 or more sick, personal or vacation days to the sick leave bank for use by any other
15 qualifying employee regardless of the secretariat the donor or recipient is employed by.
16 Employees of the trial court may voluntarily contribute 1 or more sick, personal or vacation days
17 to the sick leave bank for use by any other qualifying employee within the employer court.
18 Whenever an employee no longer suffers the illness or disability that necessitated the creation of
19 the sick leave bank or terminates employment or requests to dissolve the sick leave bank, any
20 remaining time in the sick leave bank shall be transferred to the extended illness leave bank if the
21 employee works in the executive branch and to the trial court paid leave bank if the employee
22 works for the trial court. Sick leave bank days may not be used for absences unrelated to the
23 illness or disability that necessitated the establishment of the sick leave bank as determined by
24 the applicant's director of human resources.