SLS 202ES-66

2020 Second Extraordinary Session

SENATE BILL NO. 23

BY SENATOR MCMATH

SCHOOLS. Requires school boards to accept certification of illness from a nurse practitioner or physician assistant when employees use leave due to personal illness. (gov sig) (Item #42)

1	AN ACT
2	To amend and reenact R.S. 17:500(B)(1), 1201(A)(2), and 1206(A)(1), relative to sick leave
3	for school employees; to require a teacher, school bus operator, or other school
4	employee to present a certificate from a physician, physician assistant, or nurse
5	practitioner when using more than six days of sick leave for personal illness; to
6	provide for an effective date; and to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 17:500(B)(1), 1201(A)(2), and 1206(A)(1) are hereby amended and
9	reenacted to read as follows:
10	§500. Sick leave for school bus operators; minimum pay for substitute
11	* * *
12	B.(1) All school bus operators employed by the parish and the city school
13	boards of this state shall be entitled to and shall be allowed a minimum of ten days
14	absence per school year because of personal illness or because of other emergencies,
15	without loss of pay. Such sick leave when not used in any year shall be accumulated
16	to the credit of the school bus operator without limitation. Provided that when a
17	school bus operator is absent for six or more consecutive days because of personal

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1	illness, he shall be required to present a certificate from a physician, physician
2	assistant providing health care services in accordance with R.S. 37:1360.28, or
3	nurse practitioner providing health care services in accordance with R.S.
4	37:913, certifying such illness; provided, further, that the parish and city school
5	boards are authorized to adopt such rules and regulations as are necessary relative
6	to the use of such sick leave, either current or accumulated, for emergencies. The
7	parish and city school boards may grant additional sick leave, without loss of pay,
8	or with such reduction of pay as they may establish and fix.
9	* * *
10	§1201. Amount of sick leave; reimbursement; injury on the job
11	A. * * *
12	(2) When a member of the teaching staff is absent for six or more
13	consecutive days because of personal illness, he shall be required to present a
14	certificate from a physician, physician assistant providing health care services in
15	accordance with R.S. 37:1360.28, or nurse practitioner providing health care
16	services in accordance with R.S. 37:913, certifying such illness. Each parish and
17	city school board may adopt such rules and regulations as are necessary relative to
18	the use of such sick leave, either current or accumulated, for emergencies. The parish
19	and city school boards may grant additional sick leave, without loss of pay, or with
20	such reduction of pay as they may establish and fix.
21	* * *
22	§1206. Ten days sick leave for employees; cumulation of unused sick leave
23	A.(1) All such employees, as defined in R.S. 17:1205, shall be entitled to and
24	shall be allowed a minimum of ten days leave of absence as sick leave or in case of
25	other emergencies, per school year, without loss of pay. Any portion of such sick
26	leave not used in any year shall be accumulated to the credit of the employee without
27	limitation. When such employee is absent for six or more consecutive days because
28	of personal illness, he shall be required to present a certificate from a physician,
29	physician assistant providing health care services in accordance with R.S.

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1	37:1360.28, or nurse practitioner providing health care services in accordance
2	with R.S. 37:913, certifying such illness. Each parish and city school board may
3	adopt such rules and regulations as are necessary relative to the use of such sick
4	leave, either current or accumulated, for emergencies. The parish and city school
5	boards may grant additional sick leave, without loss of pay, or with such reduction
6	of pay as they may establish and fix.
7	* * *
8	Section 2. This Act shall become effective upon signature by the governor or, if not
9	signed by the governor, upon expiration of the time for bills to become law without signature
10	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
11	vetoed by the governor and subsequently approved by the legislature, this Act shall become
12	effective on the day following such approval.

The original instrument was prepared by Brandi Cannon. The following digest, which does not constitute a part of the legislative instrument, was prepared by Jeanne Johnston.

DIGEST 2020 Second Extraordinary Session

McMath

<u>Present law</u> provides that all teachers, school bus operators, or other school employees employed by the parish and the city school boards of this state shall be allowed a minimum of 10 days absence per school year because of personal illness or because of other emergencies, without loss of pay.

Proposed law retains present law.

SB 23 Reengrossed

<u>Present law</u> provides that when a teacher, school bus operator, or other school employee is absent for six or more consecutive days because of personal illness, he shall be required to present a certificate from a physician certifying such illness.

<u>Proposed law</u> retains <u>present law</u> and requires the school board to also accept a certification of the illness from a physician assistant or nurse practitioner who is providing health care services in accordance with the provisions of law regulating their respective professions.

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

(Amends R.S. 17:500(B)(1), 1201(A)(2), and 1206(A)(1))

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Provide that physician assistants and nurse practitioners must be providing health care services in accordance with the law regulating their respective professions.

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