

2018 Regular Session

HOUSE BILL NO. 347

BY REPRESENTATIVE HILL

SCHOOLS/EMPLOYEES: Provides relative to sick leave granted to school bus operators and other public school employees in certain instances

1 AN ACT

2 To amend and reenact R.S. 17:500.1(A) and 1206.1(B), relative to sick leave for public  
3 school employees; to provide relative to sick leave benefits to school bus operators  
4 and public school employees who are disabled under certain circumstances; to  
5 provide relative to requirements for certification of such disability by a physician;  
6 and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 17:500.1(A) and 1206.1(B) are hereby amended and reenacted to  
9 read as follows:

10 §500.1. School bus operators; sick leave

11 A.(1) A school bus operator as defined in R.S. 17:500 who is injured in his  
12 official capacity as a result of physical assault and battery by any student or person  
13 and is disabled as a result of such injury and cannot perform his functions as a school  
14 bus operator; shall receive sick leave without reduction in pay while disabled as a  
15 result of such injury. If a school bus operator is absent for six or more consecutive  
16 days as a result of such disability, he shall be required to present a certificate from  
17 a physician certifying the disability.

18 (2) A school bus operator as defined in R.S. 17:500 who is disabled while  
19 acting in his official capacity as a result of physical contact with a student while  
20 providing physical assistance to a student to prevent danger or risk of injury to the

1        student shall receive sick leave for a period up to one calender year without reduction  
 2        in pay and without reduction in accrued sick leave days while disabled as a result of  
 3        rendering such assistance. Such school bus operator shall be required to present a  
 4        certificate from a physician certifying the disability. A city, parish, or other local  
 5        school board may authorize a sick leave period pursuant to this Paragraph of longer  
 6        than one year.

7                (3) The sick leave authorized by this Section shall be in addition to all other  
 8        sick leave authorized by R.S. 17:500, provided that additional sick leave for  
 9        disability as a result of physical assault and battery shall not be accumulated from  
 10       year to year, nor shall such additional sick leave be compensated for at death or  
 11       retirement, or compensated for in any other manner except as authorized in this  
 12       Section.

\*       \*       \*

14       §1206.1. School employees; sick leave

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16                B. An employee of the parish or city school boards of this state, as the word  
 17        "employee" is defined in R.S. 17:1205, who is disabled while acting in his official  
 18        capacity as a result of physical contact with a student while providing physical  
 19        assistance to a student to prevent danger or risk of injury to the student, shall receive  
 20        sick leave for a period up to ~~ninety days~~ one calendar year without reduction in pay  
 21        and without reduction in accrued sick leave days while disabled as a result of  
 22        rendering such assistance. Such employee shall be required to present a certificate  
 23        from a physician certifying the disability. Nothing in this Section shall prohibit a  
 24        city or parish school board from extending this period beyond ~~ninety days~~ one  
 25        calendar year.

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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)]

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HB 347 Original

2018 Regular Session

Hill

**Abstract:** Provides relative to sick leave for school bus operators and public school employees who are not teachers in certain cases involving disability.

Present law provides relative to sick leave for school bus operators and public school employees.

Present law, applicable to public school employees who are not teachers, provides that if an employee is disabled as a result of contact with a student while providing assistance to prevent danger or risk of injury to a student, he shall receive sick leave without reduction in pay and without reduction in accrued sick leave days while disabled as a result of rendering such assistance.

Present law requires that such a teacher be given at least 90 days of such sick leave and authorizes the school board to approve more than 90 days. Proposed law requires at least one year of such sick leave and retains authority of the school board to approve more.

Proposed law, applicable to school bus operators, provides that if an operator is disabled as a result of contact with a student while providing assistance to prevent danger or risk of injury to a student, he shall receive up to one year of sick leave without reduction in pay and without reduction in accrued sick leave days while disabled as a result of rendering such assistance. Authorizes the school board to approve more than one year of such sick leave.

Proposed law retains present law providing for up to one year of such sick leave for teachers.

(Amends R.S. 17:500.1(A) and 1206.1(B))