

Regular Session, 2011

HOUSE BILL NO. 454

BY REPRESENTATIVE HARRISON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

SCHOOLS/EMPLOYEES: Exempts, under specified fiscal conditions, a local school board from complying with requirements that the board grant requests for certain kinds of leave

1 AN ACT

2 To amend and reenact R.S. 17:500.2(A)(1), 1176, 1202(A)(1), and 1206.2(A)(1), relative
3 to the granting of certain types of leave by a city, parish, or other local public school
4 board; to provide relative to the requirement that the board grant certain sabbatical
5 leave requests; to provide relative to the requirement that the board permit certain
6 employees to take extended sick leave; to provide exceptions to such requirements;
7 to provide an effective date; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. This Act shall be known as the "Secondary Education Reform Act".

10 Section 2. R.S. 17:500.2(A)(1), 1176, 1202(A)(1), and 1206.2(A)(1) are hereby
11 amended and reenacted to read as follows:

12 §500.2. School bus operators; extended sick leave

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

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1 family member in the manner provided in this Subsection at any time that the teacher
2 has no remaining regular sick leave balance.

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

9 * * *

10 §1206.2. Employees; extended sick leave

11 A.(1)(a) Except as provided in Subparagraph (b) of this Paragraph, Each
12 every city, parish, and other local public school board shall permit each employee,
13 as defined in R.S. 17:1205 to take up to ninety days of extended sick leave in each
14 six-year period of employment which may be used for personal illness or illness of
15 an immediate family member in the manner provided in this Subsection at any time
16 that the employee has no remaining regular sick leave balance.

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

23 * * *

24 Section 3. This Act shall become effective upon signature by the governor or, if not
25 signed by the governor, upon expiration of the time for bills to become law without signature
26 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
27 vetoed by the governor and subsequently approved by the legislature, this Act shall become
28 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)]

Harrison

HB No. 454

Abstract: Exempts, under specified fiscal circumstances, a local school board from complying with statutory requirements that the board permit certain school employees to take sabbatical leave or extended sick leave.

Present law provides, in part, that certain applicants for sabbatical leave shall have their applications granted by a local school board provided that all leaves requested could be taken without violating the prohibition that at no time during the school year shall the number of persons on sabbatical leave exceed 5% of the total number of teachers employed in a given parish.

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 relative to both sabbatical leave and extended sick leave during a fiscal year for which the amount of the state and local base per pupil cost determination, 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. Provides that proposed law shall be known as the "Secondary Education Reform Act".

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

(Amends R.S. 17:500.2(A)(1), 1176, 1202(A)(1), and 1206.2(A)(1))