

SENATE BILL NO. 172

BY SENATOR CORTEZ

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

AN ACT

To amend and reenact R.S. 17:1201(C)(1)(a) and (D) and 1206.1(A)(1), relative to sick leave for teachers and other school employees; to provide relative to sick leave granted as a result of assault or battery by a student or other person as it relates to retirement; to provide for worker's compensation benefits; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:1201(C)(1)(a) and (D) and 1206.1(A)(1) are hereby amended and reenacted to read as follows:

§1201. Amount of sick leave; reimbursement; injury on the job

* * *

C.(1)(a) Any member of the teaching staff of the public schools who is injured or disabled while acting in his official capacity as a result of assault or battery by any student or person shall receive sick leave without reduction in pay and without reduction in accrued sick leave days while disabled as a result of such assault or battery. However, such member of the teaching staff shall be required to present a certificate from a physician certifying such injury and disability. **If the member of the teaching staff who is receiving sick leave without reduction as provided in this Section begins to draw his benefit from the Teachers' Retirement System of Louisiana, the leave shall cease.**

* * *

D.(1) Any member of the teaching staff in the public schools who is injured or disabled while acting in his official capacity shall be entitled to weekly wage benefits under the worker's compensation law of the state of Louisiana and/or to sick leave benefits under ~~Subpart B of Part X of this Chapter~~ **Subsection A of this Section**, at his option, but in no event shall such benefits exceed the total amount of

1 the regular salary the member of the teaching staff was receiving at the time the
2 injury or disability occurred.

3 (2) In any case in which a member of the teaching staff ~~supplements~~
4 **personally elects to supplement** worker's compensation with accumulated ~~or~~
5 ~~extended~~ sick leave, the amount of sick leave used shall be calculated on an hourly
6 basis.

7 * * *

8 §1206.1. School employees; sick leave

9 A.(1) Any employee of the parish or city school boards of this state, as the
10 word "employee" is defined in R.S. 17:1205, who is injured or disabled while acting
11 in his official capacity as a result of assault or battery by any student or person, shall
12 receive sick leave without reduction in pay and without reduction in accrued sick
13 leave days while injured or disabled as a result of such assault or battery; however,
14 when such employee is absent for six or more consecutive days as a result of such
15 injury or disability, he shall be required to present a certificate from a physician
16 certifying such injury or disability. **If the employee of the parish or city school**
17 **board who is receiving sick leave without reduction as described in this Section**
18 **begins to draw his benefit from the Teachers' Retirement System of Louisiana**
19 **or the Louisiana School Employees' Retirement System, the leave shall cease.**

20 * * *

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____