

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1993**

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SENATE BILL 195

Short Title: Shared Leave Prog. for Teachers.

(Public)

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Sponsors: Senator Perdue.

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Referred to: Education/Higher Education.

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February 17, 1993

A BILL TO BE ENTITLED

AN ACT TO PERMIT TEACHERS RECEIVING ANNUAL LEAVE UNDER A  
VOLUNTARY SHARED LEAVE PROGRAM TO USE ANNUAL LEAVE AT  
TIMES WHEN STUDENTS ARE SCHEDULED TO BE IN REGULAR  
ATTENDANCE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-302(a)(1) reads as rewritten:

"(1) Academic Teachers. – Regular state-allotted teachers shall be employed for a period of 10 calendar months. Salary payments to regular state-allotted teachers shall be made monthly at the end of each calendar month of service: Provided, that teachers employed for a period of 10 calendar months in year-round schools shall be paid in 12 equal installments: Provided further, that any individual teacher who is not employed in a year-round school may be paid in 12 monthly installments if the teacher so requests on or before the first day of the school year. Such request shall be filed in the local school administrative unit which employs the teacher. The payment of the annual salary in 12 installments instead of 10 shall not increase or decrease said annual salary nor in any other way alter the contract made between the teacher and the said local school administrative unit; nor shall such payment apply to any teacher who is employed for a period of less than 10 months. Included within the 10 calendar months employment shall be annual vacation leave at the same rate provided for State employees, computed at one twelfth (1/12) of the annual rate

1 for State employees for each calendar month of employment; which  
2 shall be provided by each local board of education at a time when  
3 students are not scheduled to be in regular attendance. A teacher  
4 receiving donated annual leave under a voluntary shared leave  
5 program adopted by the State Board of Education may use the donated  
6 annual leave at times when students are scheduled to be in regular  
7 attendance. Included within the 10 calendar months employment each  
8 local board of education shall designate the same or an equivalent  
9 number of legal holidays occurring within the period of employment  
10 for academic teachers as those designated by the State Personnel  
11 Commission for State employees; on a day that employees are required  
12 to report for a workday but pupils are not required to attend school due  
13 to inclement weather, a teacher may elect not to report due to  
14 hazardous travel conditions and to take one of his annual vacation days  
15 or to make up the day at a time agreed upon by the employee and his  
16 immediate supervisor or principal. Within policy adopted by the State  
17 Board of Education, each local board of education shall develop rules  
18 and regulations designating what additional portion of the 10 calendar  
19 months not devoted to classroom teaching, holidays, or annual leave  
20 shall apply to service rendered before the opening of the school term,  
21 during the school term, and after the school term and to fix and  
22 regulate the duties of state-allotted teachers during said period, but in  
23 no event shall the total number of workdays exceed 200 days. Local  
24 boards of education shall consult with the employed public school  
25 personnel in the development of the 10-calendar-months schedule."  
26 Sec. 2. This act becomes effective July 1, 1993.