

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 373

Short Title: GPAC/Staff Dev./Protect Leave.

(Public)

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Sponsors: Senator Martin of Guilford.

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Referred to: Government Performance Audit.

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February 24, 1993

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT  
PERFORMANCE AUDIT COMMITTEE TO REWARD TEACHERS FOR  
TAKING COURSES IN THEIR CONTENT AREA.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-302(a)(3) reads as rewritten:

"(3) Notwithstanding any provisions of this section to the contrary no person shall be entitled to pay for any vacation day not earned by that person. The first 10 days of annual vacation leave earned by a teacher during any fiscal year period shall be scheduled to be used in the school calendar adopted by the respective local boards of education. Vacation days shall not be used for extending the term of employment of individuals. Teachers may accumulate annual vacation leave days as follows: annual leave may be accumulated without any applicable maximum until June 30 of each year. On June 30 of each year, any teachers with more than 30 days of accumulated leave shall have the excess accumulation cancelled so that only 30 days are carried forward to July 1 of the same year. All vacation leave taken by the teacher will be upon the authorization of his immediate supervisor and under policies established by the local board of education. If a teacher would otherwise have excess accumulated annual leave cancelled on June 30 of a year because the school calendar and the policies adopted by the local board of education do not permit the teacher to take the annual leave and to participate in five days of staff development in the

1                    teacher's content area, the teacher may take the lesser of the number of  
2                    days that would be cancelled or five days of staff development in the  
3                    teacher's content area when students are scheduled to be in regular  
4                    attendance. An employee shall be paid in a lump sum for accumulated  
5                    annual leave not to exceed a maximum of 240 hours when separated  
6                    from service due to resignation, dismissal, reduction in force, death, or  
7                    service retirement. If the last day of terminal leave falls on the last  
8                    workday in the month, payment shall be made for the remaining  
9                    nonworkdays in that month. Employees retiring on disability  
10                   retirement may exhaust annual leave rather than be paid in a lump  
11                   sum. The provisions of this subdivision shall be accomplished without  
12                   additional State and local funds being appropriated for this purpose.  
13                   The State Board of Education shall adopt rules and regulations for the  
14                   administration of this subdivision."

15                   Sec. 2. There is appropriated from the General Fund to the Department of  
16                   Public Education, Aid to Local School Administrative Units, the sum of fifteen million  
17                   dollars (\$15,000,000) for the 1993-94 fiscal year and the sum of fifteen million dollars  
18                   (\$15,000,000) for the 1994-95 fiscal year to provide substitute teachers when teachers  
19                   are participating in staff development activities when students are scheduled to be in  
20                   regular attendance, as authorized in Section 1 of this act.

21                   Sec. 3. This act becomes effective July 1, 1993.