

NORTH CAROLINA GENERAL ASSEMBLY

LEGISLATIVE FISCAL NOTE

BILL NUMBER: HB 328

SHORT TITLE: GPAC/Teacher Training

SPONSOR(S): Diamont, Blue, Barnes, Hackney, Hensley, H. Hunter,  
G. Miller, Nesbitt, Robinson

FISCAL IMPACT: Expenditures: Increase (x) Decrease ( )  
Revenues: Increase ( ) Decrease ( )  
No Impact ( )  
No Estimate Available ( )

FUND AFFECTED: General Fund (x) Highway Fund ( ) Local Fund (x)  
Other Funds ( )

**BILL SUMMARY:**

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 canceled 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 canceled on June 30 of a year because the school calendar and the policies adopted by the board of education do not permit the teacher to take the annual leave and to participate in five days of staff development in the teacher's content area, the teacher may take the lesser of the number of days that would be canceled or five days of staff development in the teacher's content area when students are scheduled to be in regular attendance. An employee shall be paid in a lump sum for accumulated annual leave not to exceed a maximum of 240 hours when separated from service due to resignation, dismissal, reduction in force, death, or service retirement. If the last day of terminal leave falls on the last workday in the month, payment shall be made for the remaining nonworkdays in that month. Employees retiring on disability retirement may exhaust annual leave rather than be paid in a lump sum. The provisions of this subdivision shall be accomplished without additional State and local funds being appropriated for this purpose. The State Board of Education shall adopt rules and regulations for the administration of this subdivision."

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

**EFFECTIVE DATE:** July 1, 1993

**PRINCIPAL DEPARTMENT(S)/PROGRAM(S) AFFECTED:** Department of Public Education

|                           | <b>FISCAL IMPACT</b> |              |           |           |
|---------------------------|----------------------|--------------|-----------|-----------|
|                           | <u>FY</u>            | <u>FY</u>    | <u>FY</u> | <u>FY</u> |
|                           | <u>FY</u>            | 93-94        | 94-95     |           |
| <b>EXPENDITURES</b>       |                      |              |           |           |
| <b>TOTAL EXPENDITURES</b> | \$15,000,000         | \$15,000,000 |           |           |
| STATE FUNDS               |                      |              |           |           |
| FEDERAL FUNDS             |                      |              |           |           |
| LOCAL FUNDS               |                      |              |           |           |
| OTHER FUNDS               |                      |              |           |           |
| <b>RECEIPTS/FEES</b>      |                      |              |           |           |

**POSITIONS:**

**ASSUMPTIONS AND METHODOLOGY:**

- (1) Bill only those teachers who have 30 days of vacation leave on June 30.
- (2) No accurate estimates are available on lost vacation days. All data on vacation days is maintained at the local level.
- (3) Cost for 1 substitute day for all teachers is approximately \$3.6 M.
- (4) Appropriations in the bill may be overstated, because it applies only to that group of teachers who have 30 days, and have excess leave canceled at the end of the year.

**SOURCES OF DATA:**

**TECHNICAL CONSIDERATIONS:**

**FISCAL RESEARCH DIVISION**  
733-4910

**PREPARED BY:** James D. Johnson

**APPROVED BY:** Tom L. Covington **TOMC**

**DATE:** March 25, 1993



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