

House Bill 25

By: Representatives Morris of the 120th, Reece of the 11th and Oliver of the 121st, Post 2

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 20-2-850 of the Official Code of Georgia Annotated, relating to sick
2 and personal leave for teachers and other personnel, so as to provide for restoration of certain
3 forfeited sick and personal leave after return to service for two consecutive years; to repeal
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 20-2-850 of the Official Code of Georgia Annotated, relating to sick and
8 personal leave for teachers and other personnel, is amended by striking subsection (b) and
9 inserting in lieu thereof the following:

10 "(b)(1) Any unused sick and personal leave accumulated by personnel pursuant to
11 subsection (a) of this Code section shall be credited to such personnel and shall be
12 transferred when there is a change in the employment of such personnel from one local
13 board of education to another or from a local board of education to an unclassified
14 position in the Department of Education, but no local board of education shall be required
15 to transfer funds to another, nor shall the State Board of Education provide funds to a
16 local unit of administration beyond those authorized by subsection (g) of Code Section
17 20-2-182 to finance the potential or actual cost incurred by a local unit of administration
18 through the employment of personnel transferring accumulated unused sick and personal
19 leave. Any accumulated unused sick and personal leave credited to personnel shall be
20 forfeited if such personnel withdraw from service for a period of 12 or more consecutive
21 months, unless the withdrawal from service is for educational leave to seek a higher level
22 or different field of certification and provided that the withdrawal from service for this
23 purpose is for no longer than 24 consecutive months. Any personnel who forfeit such
24 accumulated sick and personal leave as required under this subsection shall be entitled
25 to regain such accumulated sick and personal leave after such personnel have returned
26 to service for a period of two consecutive years.

1 (2) Any unused sick and personal leave accumulated by personnel employed by the
2 Department of Education shall be credited to such personnel and shall be transferred
3 when there is a change in the employment of such personnel from the Department of
4 Education to a local board of education, but the State Board of Education shall not be
5 required to provide funds to a local unit of administration beyond those authorized by
6 subsection (g) of Code Section 20-2-182 to finance the potential or actual cost incurred
7 by a local unit of administration through the employment of personnel transferring
8 accumulated unused sick and personal leave as authorized in this paragraph. Any
9 accumulated unused sick and personal leave credited to such personnel shall be forfeited
10 if such personnel withdraw from service for a period of 12 or more consecutive months,
11 unless the withdrawal from service is for educational leave to seek a higher level or
12 different field of certification and provided that the withdrawal from service for this
13 purpose is for no longer than 24 consecutive months. Any personnel who forfeit such
14 accumulated sick and personal leave as required under this subsection shall be entitled
15 to regain such accumulated sick and personal leave after such personnel have returned
16 to service for a period of two consecutive years."

17 **SECTION 2.**

18 All laws and parts of laws in conflict with this Act are repealed.