

**ARKANSAS SENATE**  
89th General Assembly - Regular Session, 2013  
**Amendment Form**

---

**Subtitle of House Bill No. 1895**

TO ALLOW CERTAIN EMPLOYEES TO DONATE ACCRUED SICK LEAVE OR ACCRUED ANNUAL LEAVE TO ANOTHER EMPLOYEE WHO IS EMPLOYED BY THE SAME STATE EMPLOYER AND HAS A SEVERE ILLNESS OR HAS AN IMMEDIATE FAMILY MEMBER WHO IS SEVERELY ILL.

---

**Amendment No. 1 to House Bill No. 1895**

Amend House Bill No. 1895 as originally introduced:

Add Senator G. Stubblefield as a cosponsor of the bill

AND

Pages 1, delete lines 34 through 36 and substitute with the following

"(16) "Severe illness" means a medical condition of an employee or an employee's immediate family member:

(A) Which is catastrophic in nature;

(B) Which could not be anticipated;

(C) That requires continuous in-patient or out-patient medical treatment; and

(D) That causes an employee or the employee's immediate family member to be absent from duty for a prolonged period of time;

(17) "Shared leave" means the donation of an employee's earned sick leave or earned annual leave to another employee who:

(A) Is suffering from a severe illness; or

(B) Has an immediate family member suffering from a severe illness."

AND

Page 2, delete lines 1 and 2

AND

Page 3, delete lines 4 through 13 and substitute the following:

"(A) Is employed by the same employer as the employee receiving shared leave;

(B) Has cumulative earned sick leave and earned annual leave in excess of eighty (80) hours; and

(C) Has not been disciplined by a governmental entity



listed in subdivision (b)(1) of this section for an abuse of leave in the past two (2) calendar years.

(2) A donation of leave as shared leave must be approved in writing by the:

(A) Donating employee's employer; and

(B)(i) Chief Fiscal Officer of the State.

(ii) The Chief Fiscal Officer of the State shall determine whether the employer of the employee who would donate shared leave has sufficient funds in its budget to grant the shared leave.

(3) An employee donating shared leave may donate only the amount of earned sick leave or earned annual leave that will not cause the donating employee's cumulative earned sick leave and earned annual leave to be less than eighty (80) hours.

(4) An employee may receive a maximum of two thousand eighty (2080) hours of combined shared leave and catastrophic leave in a calendar year.

(e) An employee who is granted shared leave shall provide his or her employer an acceptable medical certificate from a healthcare provider documenting the severe illness that made the employee eligible for shared leave.

(f) Shared leave that is donated to an employee and is not used by the employee shall be converted to the catastrophic leave program as described under § 21-4-214.

(g) The Office of Personnel Management of the Division of Management Services of the Department of Finance and Administration shall establish procedures and guidelines to implement this section."

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator G. Stubblefield  
JAM/JAM - 03-21-2013 15:36:51  
JAM173

\_\_\_\_\_  
Secretary