

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative McGee**

A Bill

HOUSE BILL 1764

For An Act To Be Entitled

8 "AN ACT TO AMEND ARK. CODE ANN. §6-17-1206 TO PROVIDE THAT
9 TEACHERS AND OTHER CERTIFIED PERSONNEL MAY TRANSFER
10 ACCUMULATED SICK LEAVE WHEN ACCEPTING EMPLOYMENT WITH AN
11 EDUCATIONAL COOPERATIVE OR STATE AGENCY; AND FOR OTHER
12 PURPOSES."

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

16 SECTION 1. Ark. Code Ann. §6-17-1206 is hereby amended to read as
17 follows:

18 "6-17-1206. Credit for leave accumulated in another district.

19 (a) Whenever a school teacher or other certified personnel employed by
20 a school district in this state shall leave the school district and accept
21 employment in another school district in this state, an educational
22 cooperative or *in a position requiring certification approved by the*
23 *Department of Education* in a state agency, the teacher or other certified
24 personnel shall be granted credit by the new school district, educational
25 cooperative or state agency for any unused sick leave accumulated by the
26 teacher in the former school district, but not to exceed a maximum of ninety
27 (90) days.

28 (b) The accumulated and unused sick leave credit shall be granted to
29 the teacher or other certified personnel upon furnishing proof in writing from
30 the school district of former employment of the teacher. *This provision*
31 *applies to employment taken with another school district, educational*
32 *cooperative or state agency on or after July 1, 1989."*

34 SECTION 2. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

1 Revision Commission shall incorporate the same in the Code.

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SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

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9 SECTION 4. All laws and parts of laws in conflict with this act are
10 hereby repealed.

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SECTION 5. Emergency. It is hereby found and determined by the Seventy-Eighth General Assembly that the inability to transfer sick leave accumulated during employment with a school district when a teacher or other certified employee accepts a position with a state agency, hampers the ability of state agencies to recruit qualified personnel from local school districts; and that this act is necessary to ensure recruitment of qualified personnel. Therefore, an emergency is hereby declared to exist and this act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

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25 /s/B. McGee

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