

CERTIFICATION OF ENROLLMENT

SENATE BILL 6534

Chapter 231, Laws of 2000

56th Legislature
2000 Regular Session

SCHOOL DISTRICT EMPLOYEES--ATTENDANCE INCENTIVE PROGRAM

EFFECTIVE DATE: 6/8/00

Passed by the Senate March 9, 2000
YEAS 47 NAYS 0

BRAD OWEN
President of the Senate

Passed by the House March 1, 2000
YEAS 92 NAYS 6

CLYDE BALLARD
**Speaker of the
House of Representatives**

FRANK CHOPP
**Speaker of the
House of Representatives**

Approved March 30, 2000

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6534** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK
Secretary

FILED

March 30, 2000 - 3:41 p.m.

**Secretary of State
State of Washington**

SENATE BILL 6534

AS AMENDED BY THE HOUSE

Passed Legislature - 2000 Regular Session

State of Washington

56th Legislature

2000 Regular Session

By Senators Bauer, Winsley, Long, Franklin, Honeyford, Fairley, Haugen, Rasmussen, Jacobsen, McAuliffe, Goings, Patterson, Eide, Kohl-Welles, Stevens, B. Sheldon, Gardner and Spanel; by request of Joint Committee on Pension Policy

Read first time 01/18/2000. Referred to Committee on Ways & Means.

1 AN ACT Relating to the employee attendance incentive program; and
2 amending RCW 28A.400.210.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 28A.400.210 and 1997 c 13 s 9 are each amended to read
5 as follows:

6 Every school district board of directors may, in accordance with
7 chapters 41.56 and 41.59 RCW, establish an attendance incentive program
8 for all certificated and classified employees in the following manner,
9 including covering persons who were employed during the 1982-'83 school
10 year:

11 (1) In January of the year following any year in which a minimum of
12 sixty days of leave for illness or injury is accrued, and each January
13 thereafter, any eligible employee may exercise an option to receive
14 remuneration for unused leave for illness or injury accumulated in the
15 previous year at a rate equal to one day's monetary compensation of the
16 employee for each four full days of accrued leave for illness or injury
17 in excess of sixty days. Leave for illness or injury for which
18 compensation has been received shall be deducted from accrued leave for
19 illness or injury at the rate of four days for every one day's monetary

1 compensation. No employee may receive compensation under this section
2 for any portion of leave for illness or injury accumulated at a rate in
3 excess of one day per month.

4 (2) Except as provided in RCW 28A.400.212, at the time of
5 separation from school district employment (~~due to retirement or~~
6 ~~death~~) an eligible employee or the employee's estate shall receive
7 remuneration at a rate equal to one day's current monetary compensation
8 of the employee for each four full days accrued leave for illness or
9 injury. For purposes of this subsection, "eligible employee" means (a)
10 employees who separate from employment due to retirement or death; (b)
11 employees who separate from employment and who are at least age fifty-
12 five and have at least ten years of service under the teachers'
13 retirement system plan 3 as defined in RCW 41.32.010(40), or under the
14 Washington school employees' retirement system plan 3 as defined in RCW
15 41.35.010(31); or (c) employees who separate from employment and who
16 are at least age fifty-five and have at least fifteen years of service
17 under the teachers' retirement system plan 2 as defined in RCW
18 41.32.010(39), under the Washington school employees' retirement system
19 plan 2 as defined in RCW 41.35.010(30), or under the public employees'
20 retirement system plan 2 as defined in RCW 41.40.010(34).

21 (3) In lieu of remuneration for unused leave for illness or injury
22 as provided in subsections (1) and (2) of this section, a school
23 district board of directors may, with equivalent funds, provide
24 eligible employees a benefit plan that provides reimbursement for
25 medical expenses. Any benefit plan adopted after July 28, 1991, shall
26 require, as a condition of participation under the plan, that the
27 employee sign an agreement with the district to hold the district
28 harmless should the United States government find that the district or
29 the employee is in debt to the United States as a result of the
30 employee not paying income taxes due on the equivalent funds placed
31 into the plan, or as a result of the district not withholding or
32 deducting any tax, assessment, or other payment on such funds as
33 required under federal law.

34 Moneys or benefits received under this section shall not be
35 included for the purposes of computing a retirement allowance under any
36 public retirement system in this state.

37 The superintendent of public instruction in its administration
38 hereof, shall promulgate uniform rules and regulations to carry out the
39 purposes of this section.

1 Should the legislature revoke any benefits granted under this
2 section, no affected employee shall be entitled thereafter to receive
3 such benefits as a matter of contractual right.

Passed the Senate March 9, 2000.

Passed the House March 1, 2000.

Approved by the Governor March 30, 2000.

Filed in Office of Secretary of State March 30, 2000.