
SENATE BILL 6811

State of Washington

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2000 Regular Session

By Senators Kohl-Welles, Jacobsen, Shin, B. Sheldon, Winsley, McAuliffe, Roach, Thibaudeau, Spanel, Bauer and Goings

Read first time 01/31/2000. Referred to Committee on Higher Education.

1 AN ACT Relating to sick leave and leave sharing for part-time
2 academic employees of community and technical colleges; amending RCW
3 28B.50.489 and 28B.50.551; adding a new section to chapter 28B.50 RCW;
4 adding a new section to chapter 28B.52 RCW; creating new sections; and
5 providing an effective date.

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

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 28B.50 RCW
8 to read as follows:

9 (1) Part-time academic employees of community and technical
10 colleges shall receive sick leave to be used for the same illnesses,
11 injuries, bereavement, and emergencies as full-time academic employees
12 at the college in proportion to the individual's teaching commitment at
13 the college.

14 (2) The provisions of RCW 41.04.665 shall apply to leave sharing
15 for part-time academic employees who accrue sick leave under subsection
16 (1) of this section.

17 **Sec. 2.** RCW 28B.50.489 and 1996 c 120 s 1 are each amended to read
18 as follows:

1 For the purposes of determining eligibility of state-mandated
2 insurance ((and)), retirement benefits under RCW 28B.10.400, and sick
3 leave for part-time academic employees in community and technical
4 colleges, the following definitions shall be used:

5 (1) "Full-time academic workload" means the number of in-class
6 teaching hours that a full-time instructor must teach to fulfill his or
7 her employment obligations in a given discipline in a given college.
8 If full-time academic workload is defined in a contract adopted through
9 the collective bargaining process, that definition shall prevail. If
10 the full-time workload bargained in a contract includes more than in-
11 class teaching hours, only that portion that is in-class teaching hours
12 may be considered academic workload.

13 (2) "In-class teaching hours" means contact classroom and lab hours
14 in which full or part-time academic employees are performing
15 contractually assigned teaching duties. The in-class teaching hours
16 shall not include any duties performed in support of, or in addition
17 to, those contractually assigned in-class teaching hours.

18 (3) "Academic employee" in a community or technical college means
19 any teacher, counselor, librarian, or department head who is employed
20 by a college district, whether full or part-time, with the exception of
21 the chief administrative officer of, and any administrator in, each
22 college district.

23 (4) "Part-time academic workload" means any percentage of a full-
24 time academic workload for which the part-time academic employee is not
25 paid on the full-time academic salary schedule.

26 **Sec. 3.** RCW 28B.50.551 and 1995 c 119 s 1 are each amended to read
27 as follows:

28 The board of trustees of each college district shall adopt for each
29 community and technical college under its jurisdiction written policies
30 on granting leaves to employees of the district and those colleges,
31 including but not limited to leaves for attendance at official or
32 private institutions and conferences; professional leaves for personnel
33 consistent with the provisions of RCW 28B.10.650; leaves for illness,
34 injury, bereavement, and emergencies, consistent with section 1 of this
35 act, and except as otherwise in this section provided, all with such
36 compensation as the board of trustees may prescribe, except that the
37 board shall grant to all such persons leave with full compensation for
38 illness, injury, bereavement and emergencies as follows:

1 (1) For persons under contract to be employed, or otherwise
2 employed, for at least three quarters, not more than twelve days per
3 year, commencing with the first day on which work is to be performed;
4 provisions of any contract in force on June 12, 1980, which conflict
5 with requirements of this subsection shall continue in effect until
6 contract expiration; after expiration, any new contract executed
7 between the parties shall be consistent with this subsection;

8 (2) Such leave entitlement may be accumulated after the first
9 three-quarter period of employment for full-time employees and part-
10 time academic employees, and may be taken at any time;

11 (3) Leave for illness, injury, bereavement and emergencies
12 heretofore accumulated pursuant to law, rule, regulation or policy by
13 persons presently employed by college districts and community and
14 technical colleges shall be added to such leave accumulated under this
15 section;

16 (4) Except as otherwise provided in this section or other law,
17 accumulated leave under this section not taken at the time such person
18 retires or ceases to be employed by college districts or community and
19 technical colleges shall not be compensable;

20 (5) Accumulated leave for illness, injury, bereavement and
21 emergencies shall be transferred from one college district to another
22 or between a college district and the following: Any state agency, any
23 educational service district, any school district, or any other
24 institution of higher education as defined in RCW 28B.10.016;

25 (6) Leave accumulated by a person in a college district or
26 community and technical college prior to leaving that district or
27 college may, under the policy of the board of trustees, be granted to
28 such person when he or she returns to the employment of that district
29 or college; and

30 (7) Employees of the Seattle Vocational Institute are exempt from
31 this section until July 1, 1993.

32 NEW SECTION. Sec. 4. A new section is added to chapter 28B.52 RCW
33 to read as follows:

34 With respect to the community and technical colleges part-time
35 academic employees, the permissible scope of collective bargaining
36 under this chapter shall be governed by section 1 of this act and RCW
37 28B.50.489.

1 NEW SECTION. **Sec. 5.** Nothing contained in this act may be
2 construed to alter any existing collective bargaining unit of the
3 provisions of any existing collective bargaining agreement.

4 NEW SECTION. **Sec. 6.** This act takes effect July 1, 2001.

5 NEW SECTION. **Sec. 7.** If specific funding for the purposes of this
6 act, referencing this act by bill or chapter number, is not provided by
7 June 30, 2000, in the omnibus appropriations act, this act is null and
8 void.

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