

HB5537



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5537

by Rep. Mary E. Flowers

SYNOPSIS AS INTRODUCED:

105 ILCS 5/24-6

Amends the School Code. Provides that for the purposes of calculating the paid sick leave for the birth of a child or the adoption or placement for adoption of a child: the days do not have to be taken immediately after the birth of the child or the adoption or placement of the child; the days do not have to be taken consecutively; and the school board may not count any day in which school is not in session, including an extended break.

LRB101 18741 CMG 68196 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section
5 24-6 as follows:

6 (105 ILCS 5/24-6)

7 Sec. 24-6. Sick leave. The school boards of all school
8 districts, including special charter districts, but not
9 including school districts in municipalities of 500,000 or
10 more, shall grant their full-time teachers, and also shall
11 grant such of their other employees as are eligible to
12 participate in the Illinois Municipal Retirement Fund under the
13 "600-Hour Standard" established, or under such other
14 eligibility participation standard as may from time to time be
15 established, by rules and regulations now or hereafter
16 promulgated by the Board of that Fund under Section 7-198 of
17 the Illinois Pension Code, as now or hereafter amended, sick
18 leave provisions not less in amount than 10 days at full pay in
19 each school year. If any such teacher or employee does not use
20 the full amount of annual leave thus allowed, the unused amount
21 shall be allowed to accumulate to a minimum available leave of
22 180 days at full pay, including the leave of the current year.
23 Sick leave shall be interpreted to mean personal illness,

1 quarantine at home, serious illness or death in the immediate
2 family or household, or birth, adoption, or placement for
3 adoption. The school board may require a certificate from a
4 physician licensed in Illinois to practice medicine and surgery
5 in all its branches, a chiropractic physician licensed under
6 the Medical Practice Act of 1987, a licensed advanced practice
7 registered nurse, a licensed physician assistant, or, if the
8 treatment is by prayer or spiritual means, a spiritual adviser
9 or practitioner of the teacher's or employee's faith as a basis
10 for pay during leave after an absence of 3 days for personal
11 illness or 30 days for birth or as the school board may deem
12 necessary in other cases. If the school board does require a
13 certificate as a basis for pay during leave of less than 3 days
14 for personal illness, the school board shall pay, from school
15 funds, the expenses incurred by the teachers or other employees
16 in obtaining the certificate. For paid leave for adoption or
17 placement for adoption, the school board may require that the
18 teacher or other employee provide evidence that the formal
19 adoption process is underway, and such leave is limited to 30
20 days unless a longer leave has been negotiated with the
21 exclusive bargaining representative.

22 For the purposes of calculating the paid sick leave for the
23 birth of a child or the adoption or placement for adoption of a
24 child:

25 (1) the days do not have to be taken immediately after
26 the birth of the child or the adoption or placement of the

1 child;

2 (2) the days do not have to be taken consecutively; and

3 (3) the school board may not count any day in which
4 school is not in session, including an extended break.

5 If, by reason of any change in the boundaries of school
6 districts, or by reason of the creation of a new school
7 district, the employment of a teacher is transferred to a new
8 or different board, the accumulated sick leave of such teacher
9 is not thereby lost, but is transferred to such new or
10 different district.

11 For purposes of this Section, "immediate family" shall
12 include parents, spouse, brothers, sisters, children,
13 grandparents, grandchildren, parents-in-law, brothers-in-law,
14 sisters-in-law, and legal guardians.

15 (Source: P.A. 99-173, eff. 7-29-15; 100-513, eff. 1-1-18.)