

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 697

BY WAYS AND MEANS COMMITTEE

AN ACT

1
2 RELATING TO NONCLASSIFIED STATE OFFICERS AND EMPLOYEES; AMENDING SECTION
3 59-1605, IDAHO CODE, TO PROVIDE FOR CERTAIN CREDITED STATE SERVICE AND
4 TO PROVIDE FOR DISCRETIONARY UTILIZATION OF UNUSED SICK LEAVE FOR CER-
5 TAIN ELIGIBLE NONCLASSIFIED OFFICERS AND EMPLOYEES; AND DECLARING AN
6 EMERGENCY.

7 Be It Enacted by the Legislature of the State of Idaho:

8 SECTION 1. That Section 59-1605, Idaho Code, be, and the same is hereby
9 amended to read as follows:

10 59-1605. SICK LEAVE COMPUTATION. (1) Eligible nonclassified officers
11 and employees shall accrue sick leave at the same rate and under the same con-
12 ditions as is provided in section 67-5333, Idaho Code, for classified offi-
13 cers and employees.

14 (2) Sick leave shall be taken by nonclassified officers and employees
15 in as nearly the same manner as possible as is provided in section 67-5333,
16 Idaho Code, for classified officers and employees.

17 (3) The supreme court shall determine the sick leave policies for all
18 officers and employees of the judicial department. To the extent possible,
19 the supreme court shall adopt policies which are compatible with the state's
20 accounting system. Any policy and procedures determined by the supreme
21 court must be communicated to the state controller in writing at least one
22 hundred eighty (180) days in advance of the effective date of the policy and
23 procedures.

24 (4) The state board of education shall determine the sick leave poli-
25 cies for all officers and employees of the state board of education who are
26 not subject to the provisions of chapter 53, title 67, Idaho Code. To the ex-
27 tent possible, the state board of education shall adopt policies which are
28 compatible with the state's accounting system.

29 Any policy and procedures determined by the state board of education
30 must be communicated to the state controller in writing at least one hundred
31 eighty (180) days in advance of the effective date of the policy and proce-
32 dures.

33 (5) The state board of examiners shall adopt comparative tables and
34 charts to compute sick leave on daily, weekly, bi-weekly, calendar month and
35 annual periods.

36 (6) For those eligible nonclassified officers and employees previously
37 employed by a county office of public defender or joint office of public de-
38 fender and hired by the office of the state public defender prior to January
39 1, 2025:

40 (a) Credited state service, for the purposes of section 67-5333, Idaho
41 Code, shall include all credited service earned for purposes of the pub-

1 lic employee retirement system established pursuant to chapter 13, ti-
2 tle 59, Idaho Code; and

3 (b) At the discretion of the officer or employee, up to forty (40) hours
4 of unused sick leave shall be secured for, and credited to, the officer
5 or employee by the office of the public defender to be utilized as sick
6 leave. The officer or employee's prior employing county shall bequest
7 and deposit funds corresponding to the secured and credited sick leave
8 hours in the state public defense fund established by section 57-827,
9 Idaho Code.

10 SECTION 2. An emergency existing therefor, which emergency is hereby
11 declared to exist, this act shall be in full force and effect on and after its
12 passage and approval.