

State Government: Carpenter, Chair: Smith and Woods.

SENATE FILE 2215

BY COMMITTEE ON STATE GOVERNMENT

(FORMERLY SSB 2154)

Approved (p. 533)

Amend for 5468 + Do Pass 4/11 (p. 1189) 4/16/82

Passed Senate, Date 3-5-82 (p. 613) Passed House, Date 4-8-82 (p. 133c)

Vote: Ayes 45 Nays 1 Vote: Ayes 86 Nays 10

Approved 5-19-82

*Repassed Senate as amended by House
4-19-82 (p. 1269)
41-2*

A BILL FOR

1 An Act to provide that the arrangements made under a
2 collective bargaining agreement of state employees
3 for the payment of monthly life or health insurance
4 premiums from banked sick leave upon retirement also
5 apply to the management and supervisory personnel of
6 the employees covered by the agreement.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE AMENDMENT TO SENATE FILE 2215

S-5563

1 Amend Senate File 2215 as passed by the Senate,
2 as follows:

3 1. Page 1, by striking lines 19 through 23 and
4 inserting in lieu thereof the following: "bargaining
5 agreement negotiated under chapter 20. An employee
6 of the department of public safety or the state
7 conservation commission who has earned benefits of
8 payment of premiums under a collective bargaining
9 agreement and who becomes a manager or supervisor
10 and is no longer covered by the agreement shall not
11 lose the benefits of payment of premium earned while
12 covered by the agreement. The payment shall".

13 2. Page 2, by inserting after line 4 the following:

14 "Sec. 2. An employee of the department of public
15 safety or the state conservation commission who retires
16 during the year beginning on the effective date of
17 this Act shall be eligible for payment of life or
18 health insurance premiums as provided for in the
19 collective bargaining agreement covering the public
20 safety bargaining unit if that employee previously
21 served in a position which would have been covered
22 by that agreement. The employee shall be given credit
23 for the service in that prior position as though it
24 was covered by the agreement."

S-5563 FILED
APRIL 13, 1982

RECEIVED FROM THE HOUSE
Senate concurred 4/19 (p. 1269)

1 Section 1. Section 79.23, Code 1981, is amended to read
2 as follows:

3 79.23 CREDIT FOR ACCRUED SICK LEAVE. Commencing July
4 1, 1977, when a state employee, excluding an employee covered
5 under a collective bargaining agreement which provides
6 otherwise, retires under ~~the provisions of~~ a retirement system
7 in the state maintained in whole or in part by public
8 contributions or payments, the number of accrued days of
9 active and banked sick leave of the employee shall be credited
10 to the employee. When an employee retires, is eligible and
11 has applied for benefits under a retirement system authorized
12 under chapter 97A or 97B, including the teachers insurance
13 annuity association (TIAA) and the college retirement equity
14 fund (CREF), the employee shall receive a cash payment for
15 the employee's accumulated, unused sick leave in both the
16 active and banked sick leave accounts except when, in lieu
17 of cash payment, payment is made for monthly premiums for
18 health or life insurance or both as provided in a collective
19 bargaining agreement negotiated under chapter 20. The
20 provisions of the collective bargaining agreement for the
21 payment of monthly life or health insurance premiums shall
22 also extend to the management and supervisory personnel of
23 the employees covered by the agreement. The payment shall
24 be calculated by multiplying the number of hours of
25 accumulated, unused sick leave by the employee's hourly rate
26 of pay at the time of retirement. However, the total cash
27 payment for accumulated, unused sick leave shall not exceed
28 two thousand dollars and is payable upon retirement. Banked
29 sick leave is defined as accrued sick leave in excess of
30 ninety days. A state employee who retired on or after July
31 1, 1977, but before July 1, 1979, may file claims for the
32 employee's accrued sick leave credit authorized in this
33 section. The claim of a state employee paid through the state
34 comptroller's centralized payroll system and the department
35 of transportation payroll system shall be filed with the state

1 comptroller on forms provided by the state comptroller. The
2 claim for an employee of the state board of regents shall
3 be filed with the state board of regents on forms provided
4 by the board.

5

EXPLANATION

6 This bill provides that the arrangements made under a
7 collective bargaining agreement for state employees for the
8 payment of monthly life or health insurance premiums from
9 banked sick leave upon retirement also apply to the management
10 and supervisory personnel of the employees covered by the
11 agreement.

12 The bill takes effect July 1 following enactment.

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SENATE FILE 2215
FISCAL NOTE
REQUESTED BY SENATOR NYSTROM

In compliance with a written request there is hereby submitted
Fiscal Note for Senate File 2215 pursuant to Joint Rule 16.

S.F. 2215, An Act to provide that the arrangements made under a collective
bargaining agreement of state employees for the payment of monthly life or hea
insurance premiums from banked sick leave upon retirement also apply to the
management and supervisory personnel of the employees covered by the agreement
Collective bargaining benefits are now extended to management in all areas exc
policeofficers in the Department of Public Safety.

The state currently employs 20 persons, age 55 and over, who would be covered
this bill. Total sick leave liability for these 20 persons is \$293,371.63. U
present law, those 20 persons would receive a total payout of \$40,000. Under
bill, they would be eligible for an additional total of \$253,371.63.

SOURCE: OFFICE OF THE STATE COMPTROLLER
RECEIVED BY THE SECRETARY OF THE SENATE, MARCH 5, 1982

FILED:
MARCH 8, 1982

BY GERRY RANKIN, FISCAL DIRECTOR

SENATE FILE 2215

H-5668

1 Amend Senate File 2215 as passed by the Senate,
2 as follows:
3 1. Page 1, by striking lines 19 through 23 and
4 inserting in lieu thereof the following: "bargaining
5 agreement negotiated under chapter 20. An employee
6 of the department of public safety who has earned
7 benefits of payment of premiums under a collective
8 bargaining agreement and who becomes a manager or
9 supervisor and is no longer covered by the agreement
10 shall not lose the benefits of payment of premium
11 earned while covered by the agreement. The payment
12 shall".

13 2. Page 2, by inserting after line 4 the following:
14 "Sec. 2. An employee of the department of public
15 safety who retires during the year following the
16 effective date of this Act shall be eligible for
17 payment of life or health insurance premiums as
18 provided for in the collective bargaining agreement
19 covering the public safety bargaining unit if that
20 employee previously served in a position which would
21 have been covered by that agreement. The employee
22 shall be given credit for the service in that prior
23 position as though it was covered by the agreement."

H-5668 FILED
APRIL 1, 1982

BY COMMITTEE ON STATE GOVERNMENT
SWEARINGEN, Chair

*Adopted as amended by 5/8 (p. 1329)
57247 5731 4/8*

SENATE FILE 2215

H-5724

1 Amend amendment H-5668 to Senate File 2215 as
2 follows:
3 1. Page 1, line 6, by inserting after the word
4 "safety" the words "or the state conservation
5 commission".
6 2. Page 1, line 15, by inserting after the word
7 "safety" the words "or the state conservation
8 commission".

H-5724 FILED
APRIL 6, 1982

BY CARPENTER of Polk
SWEARINGEN of Keokuk

Adopted 4/8 (p. 1329)

SENATE FILE 2215

H-5731

1 Amend amendment H-5668 to Senate File 2215,
2 as follows:
3 1. Page 1, line 15, by striking the word
4 "following" and inserting in lieu thereof the words
5 "beginning on".

H-5731 FILED APRIL 6, 1982

BY SWEARINGEN of Keokuk

Adopted 4/8 (p. 1329)

STATE OF IOWA
F I S C A L N O T ERequest No. 82-341

In compliance with a written request received March 31, 19 82, there is hereby submitted a Fiscal Note for Amend. H-5668 to S.F. 2215 pursuant to Joint Rule 16. Background information used in developing this Fiscal Note is available from the Legislative Fiscal Bureau, to members of the Legislature upon request.

Amendment H-5668 to Senate File 2215 extends benefits of payment of premium to employees of the Department of Public Safety who have been under a collective bargaining agreement and who have become managers or supervisors and are no longer covered by the agreement.

The fiscal impact of this amendment is based on these assumptions:

- 1) It is assumed all present manager and supervisory employees born prior to July 1, 1928 will retire prior to July 1, 1983.
- 2) It is assumed all present manager and supervisory employees were promoted to that position from the ranks of Public Safety employees.

Fiscal Impact:

- 1) There are presently 23 manager or supervisory employees eligible for retirement (age 55) on June 30, 1983 with a present accrued sick leave balance of \$326,808.30.
- 2) There are presently 36 manager or supervisory employees assumed to have been promoted from the ranks of Public Safety with present accrued sick leave liability of \$481,129.10.

Therefore this amendment has a present potential liability of \$481,129.10.

Source: Office of State Comptroller

FILED APRIL 8, 1982

BY GERRY RANKIN, Fiscal Director

SENATE FILE 2215

AN ACT

TO PROVIDE THAT THE ARRANGEMENTS MADE UNDER A COLLECTIVE BARGAINING AGREEMENT OF STATE EMPLOYEES FOR THE PAYMENT OF MONTHLY LIFE OR HEALTH INSURANCE PREMIUMS FROM BANKED SICK LEAVE UPON RETIREMENT ALSO APPLY TO THE MANAGEMENT AND SUPERVISORY PERSONNEL OF THE EMPLOYEES COVERED BY THE AGREEMENT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 79.23, Code 1981, is amended to read as follows:

79.23 CREDIT FOR ACCRUED SICK LEAVE. Commencing July 1, 1977, when a state employee, excluding an employee covered under a collective bargaining agreement which provides otherwise, retires under ~~the provisions of~~ a retirement system in the state maintained in whole or in part by public contributions or payments, the number of accrued days of active and banked sick leave of the employee shall be credited to the employee. When an employee retires, is eligible and has applied for benefits under a retirement system authorized under chapter 97A or 97B, including the teachers insurance annuity association (TIAA) and the college retirement equity

fund (CREF), the employee shall receive a cash payment for the employee's accumulated, unused sick leave in both the active and banked sick leave accounts except when, in lieu of cash payment, payment is made for monthly premiums for health or life insurance or both as provided in a collective bargaining agreement negotiated under chapter 20. An employee of the department of public safety or the state conservation commission who has earned benefits of payment of premiums under a collective bargaining agreement and who becomes a manager or supervisor and is no longer covered by the agreement shall not lose the benefits of payment of premium earned while covered by the agreement. The payment shall be calculated by multiplying the number of hours of accumulated, unused sick leave by the employee's hourly rate of pay at the time of retirement. However, the total cash payment for accumulated, unused sick leave shall not exceed two thousand dollars and is payable upon retirement. Banked sick leave is defined as accrued sick leave in excess of ninety days. A state employee who retired on or after July 1, 1977, but before July 1, 1979, may file claims for the employee's accrued sick leave credit authorized in this section. The claim of a state employee paid through the state comptroller's centralized payroll system and the department of transportation payroll system shall be filed with the state comptroller on forms provided by the state comptroller. The claim for an employee of the state board of regents shall be filed with the state board of regents on forms provided by the board.

Sec. 2. An employee of the department of public safety or the state conservation commission who retires during the year beginning on the effective date of this Act shall be eligible for payment of life or health insurance premiums as provided for in the collective bargaining agreement covering the public safety bargaining unit if that employee previously served in a position which would have been covered by that agreement. The employee shall be given credit for the service

in that prior position as though it was covered by the agreement.

TERRY E. BRANSTAD
President of the Senate

DELWYN STROMER
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2215, Sixty-ninth General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved May 19, 1982

ROBERT D. RAY
Governor