

**Senate File 33 - Introduced**

SENATE FILE 33  
BY McCLINTOCK

**A BILL FOR**

- 1 An Act providing credit for accrued sick leave for certain law
- 2 enforcement officers.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. NEW SECTION. **70A.23A Credit for accrued sick**  
2 **leave — law enforcement officers.**

3 1. For purposes of this section:

4 a. "*Eligible law enforcement officer*" means a law enforcement  
5 officer eligible to receive retirement benefits under an eligible  
6 retirement system on or after July 1, 2025.

7 b. "*Eligible retirement system*" means a retirement system  
8 authorized under chapter 97B or 411.

9 c. "*Law enforcement officer*" means a law enforcement officer,  
10 as defined in section 80B.3, who is not authorized to receive  
11 credit for accrued sick leave as provided in section 70A.23.

12 2. An eligible law enforcement officer, excluding a law  
13 enforcement officer covered under a collective bargaining  
14 agreement which provides otherwise, who retires and has applied  
15 for retirement benefits under an eligible retirement system, or  
16 who dies while in active employment, shall be credited with the  
17 number of accrued days of sick leave of the law enforcement  
18 officer. The law enforcement officer, or the law enforcement  
19 officer's estate, shall receive a cash payment of the monetary  
20 value of the officer's accrued sick leave balance, not to exceed  
21 two thousand dollars. The value of the officer's accrued sick  
22 leave balance shall be calculated by multiplying the number of  
23 hours of accrued sick leave by the officer's regular hourly rate  
24 of pay at the time of retirement.

25 3. a. An eligible law enforcement officer, excluding an  
26 officer covered under a collective bargaining agreement which  
27 provides otherwise, who retires and receives a payment as  
28 provided in subsection 2, shall be entitled to elect to have  
29 the officer's available remaining value of sick leave used to  
30 pay the employer's share for the officer's continuation of group  
31 health insurance coverage pursuant to the requirements of this  
32 subsection.

33 b. An eligible law enforcement officer's available remaining  
34 value of sick leave shall be available to pay for that portion  
35 of the officer's group health insurance premium that would

1 otherwise be paid for by the employer if the officer were still  
2 employed by the employer. The benefits provided for in this  
3 subsection have no cash value and are not transferable to any  
4 other person, including the retiree's spouse. Payment of group  
5 health insurance premiums pursuant to this subsection continues  
6 until the earliest of when the eligible law enforcement officer's  
7 available remaining value of sick leave is exhausted, the officer  
8 otherwise becomes eligible for federal Medicare program benefits,  
9 or the officer dies. In addition, a law enforcement officer  
10 electing benefits pursuant to this subsection who is reinstated  
11 or reemployed in a permanent full-time or permanent part-time  
12 position by the law enforcement officer's previous government  
13 employer forfeits any remaining benefits for payment of group  
14 health insurance benefits, and such law enforcement officer is  
15 not eligible for restoration of the unused sick leave accrued  
16 during the law enforcement officer's prior employment with the  
17 employer.

18 Sec. 2. IMPLEMENTATION OF ACT. Section 25B.2, subsection 3,  
19 shall not apply to this Act.

20 EXPLANATION

21 The inclusion of this explanation does not constitute agreement with  
22 the explanation's substance by the members of the general assembly.

23 This bill provides credit for accrued sick leave for certain  
24 retired law enforcement officers.

25 The bill defines an "eligible law enforcement officer" as a  
26 law enforcement officer who is eligible to receive retirement  
27 benefits under a retirement system under Code chapter 97B or 411  
28 on or after July 1, 2025. The bill defines "law enforcement  
29 officer" to mean as provided in Code section 80B.3, excluding  
30 those authorized to receive credit for accrued sick leave under  
31 Code section 70A.23.

32 The bill provides that an eligible law enforcement officer,  
33 excluding officers covered under a collective bargaining  
34 agreement which provides otherwise, who retires or is eligible to  
35 retire and dies while in active employment, can receive a cash

1 payment of up to \$2,000 for the officer's unused sick leave.  
2 The bill further provides that the remaining value of sick leave  
3 shall be available to pay for that portion of the officer's group  
4 health insurance premium that would otherwise be paid for by the  
5 employer if the officer were still employed by the employer.

6 The payment of premiums from accrued sick leave continues  
7 until the balance of the law enforcement officer's banked  
8 value of eligible accrued sick leave is exhausted, the retiree  
9 otherwise becomes eligible for Medicare, or the officer dies.  
10 In addition, the bill provides that if the law enforcement  
11 officer returns to permanent full-time or part-time employment  
12 with the officer's previous government employer, any unused sick  
13 leave balances are forfeited and the officer is not eligible for  
14 restoration of the unused sick leave accrued during the prior  
15 employment.

16 The bill may include a state mandate as defined in Code  
17 section 25B.3. The bill makes inapplicable Code section 25B.2,  
18 subsection 3, which would relieve a political subdivision from  
19 complying with a state mandate if funding for the cost of the  
20 state mandate is not provided or specified. Therefore, political  
21 subdivisions are required to comply with any state mandate  
22 included in the bill.