

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:

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
6 eligible 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
10 officer, as defined in section 80B.3, who is not authorized to
11 receive credit for accrued sick leave as provided in section
12 70A.23.

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

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

34 b. An eligible law enforcement officer's available
35 remaining value of sick leave shall be available to pay for

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

19 Sec. 2. IMPLEMENTATION OF ACT. Section 25B.2, subsection
20 3, shall not apply to this Act.

21

EXPLANATION

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

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

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

33 The bill provides that an eligible law enforcement officer,
34 excluding officers covered under a collective bargaining
35 agreement which provides otherwise, who retires or is eligible

1 to retire and dies while in active employment, can receive a
2 cash payment of up to \$2,000 for the officer's unused sick
3 leave. The bill further provides that the remaining value of
4 sick leave shall be available to pay for that portion of the
5 officer's group health insurance premium that would otherwise
6 be paid for by the employer if the officer were still employed
7 by the employer.

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

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