

**THE FLORIDA POLYTECHNIC UNIVERSITY BOARD OF TRUSTEES
NOTICE OF PROPOSED REGULATION**

REGULATION NUMBER AND TITLE: FPU-6.004 Annual Leave.

SUMMARY OF THE REGULATION: This regulation provides the information related to annual leave, including accrual rate, maximum year end accrual, maximum payout, conversion of annual leave to sick leave, and payment for unused annual leave.

TEXT OF REGULATION: The full text of the Proposed Regulation can be viewed below and on the Florida Polytechnic University Board of Trustees website, at

<http://floridapolytechnic.org/board-of-trustees/university-policies-and-regulations/>.

If you would like a copy of the Proposed Regulation, please contact Bacogie Luke, Administrative Assistant to the VP and General Counsel at (863)583-9061.

AUTHORITY: Board of Governors Regulations 1.001(3)(j) and 1.001(5)

NAME OF PERSON INITIATING PROPOSED REGULATION: Gina DeIulio, VP and General Counsel.

ANY PERSON SEEKING TO COMMENT ON THE PROPOSED REGULATION MUST SUBMIT COMMENTS IN WRITING TO THE CONTACT PERSON LISTED BELOW. ALL WRITTEN COMMENTS MUST BE RECEIVED BY THE CONTACT PERSON WITHIN 14 CALENDAR DAYS OF THE DATE OF PUBLICATION OF THIS NOTICE.

THE CONTACT PERSON REGARDING THIS REGULATION IS: Bacogie Luke, Administrative Assistant to the VP and General Counsel at 439 South Florida Avenue, Suite 300, Lakeland, Florida 33810, Email: bluke@floridapolytechnic.org, Phone: (863)583-9061, Fax: (863)583-9070.

DATE OF PUBLICATION: 7-25- 2013

THE FULL TEXT OF THE PROPOSED REGULATION IS PROVIDED BELOW:

FPU-6.004 Annual Leave.

(1) Purpose. Annual Leave offers employees the opportunity to take vacations, to enjoy time off for personal reasons, or to supplement other forms of leave.

(2) Eligible Employees and Accrual Rate. Annual Leave for full-time Executive Service, Faculty, Administrative and Support employees (collectively referred to as “Budgeted Employees”) shall be as follows with proportionate accrual for less than full-time. An academic year (39 weeks or less) employee, and any other employee appointed for less than 9 months of each year shall not accrue Annual Leave.

The number of hours of Annual Leave accrual for a Support employee is based on the employee’s number of years of creditable service with the university and such service shall be awarded as one month of service credit for each calendar month that the employee is either on the salaried (non-OPS) payroll of the University or on authorized unpaid leave.

HOURS ACCRUED DURING PAY PERIOD

	<u>BIWEEKLY</u>	<u>YEAR-END MAXIMUM</u>	<u>MAXIMUM PAYOUT</u>
<u>FACULTY</u>	<u>6.75</u>	<u>352</u>	<u>352</u>
<u>ADMINISTRATIVE</u>	<u>6.75</u>	<u>352</u>	<u>352</u>
<u>EXECUTIVE SERVICE</u>	<u>9</u>	<u>480</u>	<u>480</u>
<u>SUPPORT (Months of service)</u>			
<u>0-6</u>	<u>4</u>	<u>240</u>	<u>240</u>
<u>6-120</u>	<u>5</u>	<u>240</u>	<u>240</u>
<u>Over 120</u>	<u>6</u>	<u>240</u>	<u>240</u>

(3) Accrual Prior to Use. An employee must accrue Annual Leave prior to its use. An employee must get the supervisor’s approval prior to using Annual Leave.

(4) Conversion of Annual Leave to Sick Leave. An employee may accrue Annual Leave in excess of the year end maximum during a calendar year. However, if on December 31 of each year the employee has accrued Annual Leave in excess of the Year End Maximum for the employee’s pay plan, the excess Annual Leave shall be converted to Sick Leave on an hour-for-hour basis on the next day, January 1, unless the employee has received the approval of Human Resources to retain Annual Leave hours in excess of the Year End Maximum.

(5) Transfer of Annual Leave from Other Employers. No Annual Leave, accrued in another entity, state university or state plan shall transfer to the University.

(6) Separation from Employment. An employee who separates from employment shall be paid for all unused Annual Leave hours up to the Year-End Maximum allowed (“maximum payout”) for the employee’s pay plan. If the employee is reemployed by the University in a budgeted position within 60 days of the employee’s date of separation or if a laid off employee is recalled by the University within one year of the date of the layoff, all of the employee’s unpaid Annual Leave shall be restored to the Budgeted Employee and any Annual Leave paid at time of

separation shall be restored upon repayment to the University by the Budgeted Employee.

(7) **Employees in DROP.** Upon entering into the Deferred Retirement Optional Program (DROP), an employee may elect to be paid for up to the year-end maximum of the employee's unused Annual Leave.

(8) **Transfer to Non-Leave Accruing Position.** Upon transfer from an Annual Leave-accruing position to a non- Annual Leave-accruing position, the employee shall be paid for unused Annual Leave.

(9) **Death of Employee.** Upon the death of an employee, payment for all unused Annual Leave shall be paid to the employee's estate, the employee's beneficiary or as provided by law. Where an employee is participating in DROP at the time of his/her death, certain restrictions may apply.

Authority: FBOG regulation 1.001(3)(j) and 1.001(5)

History: New: _____

7.25.13RLD(2)