

AMENDED IN SENATE JUNE 7, 2010
AMENDED IN ASSEMBLY APRIL 22, 2010
AMENDED IN ASSEMBLY APRIL 13, 2010
AMENDED IN ASSEMBLY APRIL 5, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 2742

Introduced by Assembly Member Blakeslee
(Coauthors: Assembly Members Furutani, Harkey, Ma, and Torrico)

February 19, 2010

An act to add Section 19991.14 to the Government Code, relating to public employment.

LEGISLATIVE COUNSEL'S DIGEST

AB 2742, as amended, Blakeslee. Public employment: retirement: survivors' benefits.

Existing law authorizes, at the discretion of the appointing power, excluded employees to transfer eligible leave credits to an excluded employee when a catastrophic illness or injury occurs.

This bill would authorize a request to be made of the employer of a retired state employee, as defined, who died from a nonwork-related illness or injury within 12 months of retirement to allow employees to donate leave credits to a leave bank. The donated leave, not to exceed \$50,000, would be cashed out to the person designated to receive the deceased employee's leave balance. The bill would provide that donations would be accepted for 30 days following approval of the request, except as described below.

The bill would apply retroactively to *any employee who retired on or after* December 1, 2009. The bill would require any leave donations for a retired state employee who died on or before December 31, 2010, to be accepted until January 31, 2011.

The bill’s provisions would apply to any retired state employee who at the time of retirement was a member of a collective bargaining unit that had bargained for a survivor’s benefit that authorizes the donation of leave credits from employees to a leave bank on behalf of an employee on pay status who dies from a nonwork-related illness or injury.

Vote: majority. Appropriation: no. Fiscal committee: yes.
 State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 19991.14 is added to the Government
 2 Code, to read:
 3 19991.14. (a) If a retired state employee dies from a
 4 nonwork-related illness or injury within 12 months of retirement,
 5 a request may be made to his or her employer to allow state
 6 employees to donate leave credits to a leave bank. This donated
 7 leave, not to exceed fifty thousand dollars (\$50,000), shall be
 8 cashed out to the person designated to receive the deceased
 9 employee’s leave balance. Donations shall be accepted for 30 days
 10 following approval of the request, except as specified in subdivision
 11 (b).
 12 (b) This section shall apply retroactively to ~~anyone~~ *any employee*
 13 who retired on or after December 1, 2009. Any leave donations
 14 for a retired state employee who died on or before December 31,
 15 2010, shall be accepted until January 31, 2011.
 16 (c) For the purposes of this section, the following definitions
 17 shall apply:
 18 (1) “Leave” includes annual leave, vacation, holiday, personal
 19 leave, or excess leave.
 20 (2) “Retired state employee” means any retired state employee
 21 who at the time of retirement was a member of a collective
 22 bargaining unit that had bargained for a survivor’s benefit that
 23 authorizes the donation of leave credits from employees to a leave

- 1 bank on behalf of an employee on pay status who dies from a
- 2 nonwork-related illness or injury.

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