

Pendleton School District 16R

Code: **G CBD/GDBD**
Adopted: 6/14/99
Readopted: 5/10/10
Orig. Code(s): GCDA

Personal Illness and Injury Leave

Sick leave entitlement for personal illness/injury will accrue at the rate of 10 days each year as provided by Oregon Revised Statute 332.507. Twelve-month employees will accrue one day per month or 12 days each year. All other employees who work less than 12 months will receive one day per month.

In accordance with state law, this leave will accumulate without limit.

The district reserves the right to require proof of personal illness or injury from all employees, including a medical examination by a physician chosen and paid for by the district. Any employee refusing to submit to such an examination or to provide other evidence as required by the district, shall be subject to appropriate disciplinary action up to and including dismissal.

All medical information will be kept confidential, in a separate file from personnel records, and released only in accordance with the requirements of the Americans with Disabilities Act or other applicable law.

Sickness or other unavoidable circumstances that prevents a teacher from teaching 20 school days immediately following exhaustion of sick leave accumulated under Oregon law will result in a teacher being placed on unpaid leave for the remainder of the school year or until the teacher's disability is removed and he/she is able to return to work. If the teacher is still unable to return to work the following August 1, the Board may terminate the teacher's employment, subject to state and federal laws regarding family illness leave.

All district-paid employee benefits, such as health and dental insurance, will cease on the last day of the month in which employment is terminated, or the staff member is moved to unpaid leave unless the unpaid leave is in conjunction with state and federal parental or family leave. The staff member will be informed of his/her rights to remain a part of the district's benefit plan at personal expense.

Any worker who has sustained a compensable injury or illness and is disabled and is unable to perform his/her essential job functions, will be reemployed at such time as a physician issues a certificate stating

the type of work that is appropriate for reassignment, assuming such work is both suitable and available. Such rights of reemployment are subject to seniority rights and other restrictions (as appropriate) of the collective bargaining agreement between the employer and employee unit.

END OF POLICY

Legal Reference(s):

[ORS 332.507](#)

[ORS 342.545](#)

[ORS 342.610](#)

Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12101-12213; 29 C.F.R. Part 1630 (2006); 28 C.F.R. Part 35 (2006).
Family and Medical Leave Act of 1993, 29 U.S.C. §§ 2601-2654 (2006); Family and Medical Leave Act of 1993, 29 C.F.R. Part 825 (2006).

Cross Reference(s):

ACA - Americans with Disabilities Act

GBDA - Mother Friendly Workplace

GBEDA - Drug and Alcohol Testing - Transportation Personnel *