

APPLICATION OF THIS FORMULA.

SICK LEAVE MEMBERSHIP SERVICE SHALL NOT BE USED TO DETERMINE YEARS OF MEMBERSHIP SERVICE REQUIRED FOR THE FOLLOWING:

- (1) DEATH BENEFIT;
- (2) ORDINARY DISABILITY;
- (3) VESTING OF EMPLOYER CONTRIBUTIONS;
- (4) EARLY RETIREMENT; AND
- (5) AVERAGE FINAL COMPENSATION.

SECTION 3. AND BE IT FURTHER ENACTED, That new Section 194(8) be and it is hereby added to Article 77 - Public Education, of the Annotated Code of Maryland (1969 Replacement Volume and 1973 Supplement) to read as follows:

Article 77 - Public Education

194.

(8) UPON TERMINATION FROM THE SYSTEM OTHER THAN BY REQUIREMENT, EACH MEMBER SHALL FORFEIT ANY ACCUMULATED SICK LEAVE. UPON VERIFICATION TO THE BOARD OF TRUSTEES, A MEMBER AT THE TIME OF RETIREMENT SHALL RECEIVE MEMBERSHIP SERVICE FOR UNUSED SICK LEAVE IN ACCORDANCE WITH THE FORMULA THAT 22 DAYS OF UNUSED SICK LEAVE ARE EQUAL TO ONE MONTH OF MEMBERSHIP SERVICE. ONE ADDITIONAL MONTH OF MEMBERSHIP SERVICE SHALL BE GRANTED IF FRACTIONAL DAYS TOTALING 11 OR MORE RESULT FROM THE APPLICATION OF THIS FORMULA.

FOR THE PURPOSES OF THIS SECTION THERE MAY NOT BE AN ANNUAL CREDITABLE ACCUMULATION OF MORE THAN 15 SICK LEAVE DAYS.

FURTHER, FOR THE PURPOSES OF THIS SECTION, IF A LOCAL SCHOOL SYSTEM PROVIDES AN ANNUAL SICK LEAVE ALLOWANCE IN EXCESS OF 15 DAYS, DAYS OF SICK LEAVE ACTUALLY USED IN ANY YEAR SHALL FIRST BE CHARGED AGAINST ACCUMULATED LEAVE TO THE EXTENT OF THE EXCESS.

SICK LEAVE MEMBERSHIP SERVICE MAY NOT BE USED TO DETERMINE YEARS OF MEMBERSHIP SERVICE REQUIRED FOR THE FOLLOWING:

- (1) DEATH BENEFIT;