

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 593

BY WAYS AND MEANS COMMITTEE

AN ACT

1 RELATING TO NONCLASSIFIED STATE OFFICERS AND EMPLOYEES; AMENDING SECTION
2 59-1606, IDAHO CODE, TO PROVIDE FOR CERTAIN CREDITED STATE SERVICE AND
3 TO PROVIDE FOR DISCRETIONARY UTILIZATION OF UNUSED PAID TIME OFF FOR
4 CERTAIN ELIGIBLE NONCLASSIFIED OFFICERS AND EMPLOYEES; AND DECLARING
5 AN EMERGENCY.
6

7 Be It Enacted by the Legislature of the State of Idaho:

8 SECTION 1. That Section 59-1606, Idaho Code, be, and the same is hereby
9 amended to read as follows:

10 59-1606. VACATION TIME. (1) Eligible nonclassified officers and em-
11 ployees in the executive department and in the legislative department shall
12 accrue vacation leave and take vacation leave at the same rate and under the
13 same conditions as is provided in section 67-5334, Idaho Code, for classi-
14 fied officers and employees.

15 (a) The state board of examiners shall adopt comparative tables and
16 charts to compute vacation time on daily, weekly, bi-weekly, calendar
17 month and annual periods.

18 (2) Eligible nonclassified officers and employees in the judicial de-
19 partment shall accrue vacation leave as determined by order of the supreme
20 court.

21 Leave policies established by the supreme court must be communicated to
22 the state controller in writing at least one hundred eighty (180) days in ad-
23 vance of the effective date of the policies.

24 (3) The state board of education shall determine the vacation leave
25 policies for all officers and employees of the state board of education who
26 are not subject to the provisions of chapter 53, title 67, Idaho Code. To the
27 extent possible, the state board of education shall adopt policies which are
28 compatible with the state's accounting system.

29 Any policy and procedures determined by the state board of education
30 must be communicated to the state controller in writing at least one hundred
31 eighty (180) days in advance of the effective date of the policy and proce-
32 dures.

33 (4) For those eligible nonclassified officers and employees previously
34 employed by a county office of public defender or joint office of public de-
35 fender and hired by the office of the state public defender prior to January
36 1, 2025:

37 (a) Credited state service, for the purposes of section 67-5334, Idaho
38 Code, shall include all credited service earned for purposes of the pub-
39 lic employee retirement system established pursuant to chapter 13, ti-
40 tle 59, Idaho Code; and

41 (b) At the discretion of the officer or employee, up to forty (40) hours
42 of unused paid time off shall be secured for, and credited to, the offi-

1 cer or employee by the office of the public defender to be utilized as
2 vacation time. The officer or employee's prior employing county shall
3 bequest and deposit funds corresponding to the secured and credited
4 vacation hours in the state public defense fund established by section
5 57-827, Idaho Code.

6 SECTION 2. An emergency existing therefor, which emergency is hereby
7 declared to exist, this act shall be in full force and effect on and after its
8 passage and approval.