

85-00526  
OFFICE OF THE ATTORNEY GENERAL



CHARLES A. GRADDICK  
ATTORNEY GENERAL  
STATE OF ALABAMA

SEP 24 1985

ADMINISTRATIVE BUILDING  
64 NORTH UNION STREET  
MONTGOMERY, ALABAMA 36130  
AREA (205) 834-5150

JAMES R. SOLOMON, JR.  
DEPUTY ATTORNEY GENERAL  
WILLIAM M. BEKURS, JR.  
EXECUTIVE ASSISTANT  
WALTER S. TURNER  
CHIEF ASSISTANT ATTORNEY GENERAL  
JANIE NOBLES  
ADMINISTRATIVE ASSISTANT

Dr. Jack Hawkins, Jr.  
President  
Alabama Institute for Deaf and Blind  
205 East South Street  
Talladega, Alabama 35160

Education - Colleges and  
Universities - Employees,  
Employers, Employment - Leave

AIDB is required to grant two  
days personal leave to support  
personnel who meet definition  
of such in Act 85-644  
regardless of annual leave  
policies.

Dear Dr. Hawkins:

We have considered your recent request for an opinion  
from the Attorney General regarding the following question:

Is the AIDB required by Act No. 85-388 to  
provide two personal leave days to  
support personnel employed on a twelve  
month basis in addition to annual leave  
days already earned by virtue of AIDB  
Board Policy?

By way of clarification, the designation of the Act to  
which you refer is No. 85-644. The Act provides for two days  
of personal leave for support personnel. Support personnel  
are defined as follows:

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Support personnel or employee. Maid, custodian, adult bus driver, lunchroom or cafeteria worker, secretary, clerk, clerical assistant, maintenance worker, or other non-certificated employee who works an average of 20 hours weekly and who is not otherwise covered by the State Merit System or Teacher Tenure Law.

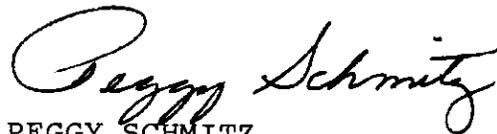
It is our opinion that this Act is intended to provide two personal leave days to support personnel who meet the above definition. There is no stipulation in the Act which addresses number of months employed nor is the granting of this leave dependent on any other provision or policy. If you have a Board policy on annual leave for twelve month employees, it is within your discretion to so provide. Such a Board policy, however, does not exempt you from compliance with Act No. 85-644.

In reviewing your policies, we observe that you have separate policies for annual leave and personal leave. We suggest that you review your policy on personal leave for support personnel to ensure its consistency with this Act.

If we may be of further assistance on this question, please call on us.

Sincerely,

CHARLES A. GRADDICK  
ATTORNEY GENERAL  
By-



PEGGY SCHMITZ  
ASSISTANT ATTORNEY GENERAL

CAG:PS:fm