

---

SENATE BILL 5390

---

State of Washington

65th Legislature

2017 Regular Session

By Senators Liiias and Bailey; by request of Office of Financial Management

1 AN ACT Relating to grandfathering the accrual of vacation leave  
2 above the statutory maximum for certain employees of the Washington  
3 state ferries; amending RCW 43.01.040; providing an effective date;  
4 and declaring an emergency.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 **Sec. 1.** RCW 43.01.040 and 2011 1st sp.s. c 43 s 449 are each  
7 amended to read as follows:

8 Each subordinate officer and employee of the several offices,  
9 departments, and institutions of the state government shall be  
10 entitled under their contract of employment with the state government  
11 to not less than one working day of vacation leave with full pay for  
12 each month of employment if said employment is continuous for six  
13 months.

14 Each such subordinate officer and employee shall be entitled  
15 under such contract of employment to not less than one additional  
16 working day of vacation with full pay each year for satisfactorily  
17 completing the first two, three and five continuous years of  
18 employment respectively.

19 Such part time officers or employees of the state government who  
20 are employed on a regular schedule of duration of not less than one  
21 year shall be entitled under their contract of employment to that

1 fractional part of the vacation leave that the total number of hours  
2 of such employment bears to the total number of hours of full time  
3 employment.

4 Each subordinate officer and employee of the several offices,  
5 departments and institutions of the state government shall be  
6 entitled under his or her contract of employment with the state  
7 government to accrue unused vacation leave not to exceed thirty  
8 working days. However, employees of the Washington state ferries  
9 covered by collective bargaining agreements containing provisions in  
10 effect on June 30, 2017, allowing accrual of unused vacation leave  
11 not to exceed three hundred twenty hours shall be allowed to continue  
12 the higher accrual limit until such time as those provisions are  
13 modified through collective bargaining, or the bargaining unit  
14 changes its exclusive representative or is decertified. Officers and  
15 employees transferring within the several offices, departments and  
16 institutions of the state government shall be entitled to transfer  
17 such accrued vacation leave to each succeeding state office,  
18 department or institution. All vacation leave shall be taken at the  
19 time convenient to the employing office, department or institution:  
20 PROVIDED, That if a subordinate officer's or employee's request for  
21 vacation leave is deferred by reason of the convenience of the  
22 employing office, department or institution, and a statement of the  
23 necessity therefor is retained by the agency, then the aforesaid  
24 maximum thirty working days of accrued unused vacation leave shall be  
25 extended for each month said leave is so deferred.

26 NEW SECTION. **Sec. 2.** This act is necessary for the immediate  
27 preservation of the public peace, health, or safety, or support of  
28 the state government and its existing public institutions, and takes  
29 effect July 1, 2017.

--- END ---