



Book	Policy Manual
Section	300 Employees
Title	Uncompensated Leave
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Status	
Legal	<a href="#">1. 24 P.S. 1154</a> 2. Pol. 104 <a href="#">3. 24 P.S. 1182</a> <a href="#">4. 29 CFR 1636.4</a> <a href="#">20 U.S.C. 1681 et seq</a> <a href="#">29 CFR Part 1636</a> <a href="#">34 CFR Part 106</a> <a href="#">42 U.S.C. 12101 et seq</a>

### **Authority**

The Board recognizes that in certain situations an administrative, professional or support employee may request extended leave for personal reasons, and the district could benefit from the return of the employee. This policy establishes parameters for granting uncompensated leaves of absence.

The Board reserves the right to specify the conditions under which uncompensated leave may be taken. Applications for uncompensated leave require approval by the Board, upon recommendation of the Superintendent.[1]

The Superintendent or designee shall notify the Board of all uncompensated leave provided as a reasonable accommodation in accordance with applicable law and regulations.[2]

Uncompensated leave shall be granted in accordance with provisions of the administrative compensation plan, individual contract, collective bargaining agreement or Board resolution.

### **Guidelines**

Uncompensated leave may be taken in accordance with applicable law and regulations, and for the following purposes:[2]

Childrearing/Parental.

Medical condition of immediate family member.

Elected public office.[3]

## Application

Requests for uncompensated leave shall be made on the district form or in writing to the Superintendent 30 days prior to leave. The Superintendent shall have the right to deny any request that is seen as an extension of time off or misuse of paid time off.

## Period of Leave

An uncompensated leave may be granted for a period of Two (2) semesters.

Extensions for one (1) semester shall be considered upon proper application.

Uncompensated leave provided as a reasonable accommodation, based on the needs of a qualified employee, shall be granted in accordance with applicable law, regulations and Board policy.[2][4]

Uncompensated leave requested by a school employee who has been elected to public office as a county official in any Pennsylvania county shall be granted for the first four (4) years of the elected period of service, in accordance with applicable law. Upon conclusion of the leave, the employee shall be entitled to a position similar to the position held prior to the leave of absence. To qualify for uncompensated leave, such employee shall have been employed by the district for at least five (5) years prior to being elected as a county official.[3]

## Commitment of Employee

The employee granted an uncompensated leave of absence shall inform the Board of the employee's intentions within **60 days** of the scheduled return date.

If notification is not received within the designated time period prior to the scheduled return date, it shall be assumed that the employee has terminated employment with the district.

## Commitment of Employer

At the expiration of uncompensated leave, the employee shall be offered the first open position for which the employee is qualified.

Time on uncompensated leave shall not count as time on the job, and fringe benefits shall not be provided except in accordance with the terms of an applicable collective bargaining agreement.

## NOTES:

Military Leave – see policy 336 NOTES

**PSBA Revision 7/24 @2024 PSBA**