

STATE OF ALABAMA)

COUNTY OF BALDWIN)

**RESOLUTION # 2019-069
OF THE
BALDWIN COUNTY COMMISSION**

**ELECTING THE BALDWIN COUNTY COMMISSION TO COME UNDER THE
PROVISIONS OF §36-26-36.1, CODE OF ALABAMA 1975, AUTHORIZING CONVERSION OF
UNUSED SICK LEAVE TO RETIREMENT SERVICE CREDIT.**

WHEREAS, Section 36-26-36.1, Code of Alabama 1975, allows certain members of the Employees' Retirement System to elect, at the time of their retirement, to convert unused sick leave to retirement credit, with the employing agency having the option to elect to come under the provisions of the statute; and

WHEREAS, Section 36-26-36.1, Code of Alabama 1975;

- Applies only to employees who, after converting unused sick leave days to service credit, meet the minimum qualifications for service retirement. The minimum qualifications for service retirement are age 60 with at least 10 years of creditable service or 25 years of creditable service, regardless of age.
- A member retiring on a disability may convert unused sick leave to retirement credit only if he/she meets the minimum qualifications for service retirement after converting unused sick leave days to service credit.
- Members who are entitled to payment at retirement for accrued unused sick leave may elect to receive retirement credit in lieu of payment for the sick leave. Members who are entitled to no payment at retirement for accrued unused sick leave may receive retirement credit for the sick leave.
- Conversion of unused sick leave may not be used for deferred retirement.
- The maximum number of days that may be converted is the maximum number of days of sick leave that may be accrued by employees of the agency; now therefore

BE IT RESOLVED BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, that the Baldwin County Commission elects to come under the provisions of §36-26-36.1, Code of Alabama 1975, authorizing conversion of unused sick leave to retirement service credit.

BE IT FURTHER RESOLVED that by electing to come under the provisions of §36-26-36.1, the Baldwin County Commission agrees to assume the cost of benefits provided by said Act with regards to its employees who are members of the Employees' Retirement System of Alabama.

BE IT FURTHER RESOLVED that the provisions of §36-26-36.1 shall become effective the first of the month after the date of adoption of this Resolution #2019-069.

DONE, at the County Seat, in Bay Minette, Alabama, and under the Seal of Baldwin County, Alabama, as affixed on this the 16th day of April, 2019.

Commissioner Charles F. Gruber, Chairman

ATTEST:

Wayne A. Dyess, County Administrator

I, Charles F. Gruber, Chairman of the Baldwin County Commission, hereby certify that the foregoing is a true and correct copy of the Resolution #2019-069 adopted by the Baldwin County Commission, on April 16, 2019.

Commissioner Charles F. Gruber, Chairman
Baldwin County Commission