EXAMPLE A: Employee is medically unable to work prior to and after giving birth, qualifies for FMLA, is eligible for maternity leave, parental leave, and extended sick, and chooses not to return to work when medically able.

FMLA USAGE

Absences for an FMLA qualifying event may be counted toward the employee’s 12 weeks of eligibility under the FMLA from the beginning of the employee’s absence.

PAYD/UNPAID TIME AWAY FROM WORK

Ext. Sick → Short-Term Sick → Vacation → ETW/LOA

Maternity Leave

Ext. Sick → Short-Term Sick → Vacation → ETW/LOA

Parental Leave

Short-Term Sick (family care) Balance

Vacation Balance

Unpaid FMLA Leave

Unpaid Child Care Leave

See Notes 1 and 6
See Notes 1 and 2
See Notes 3 and 6
See Notes 4 and 5
See Note 6
See Note 7
See Note 8

EXAMPLE B: Employee is medically unable to work prior to and after giving birth, qualifies for FMLA, is eligible for maternity and parental leave, is not eligible for extended sick, and chooses not to return to work when medically able.

FMLA USAGE

Absences for an FMLA qualifying event may be counted toward the employee’s 12 weeks of eligibility under the FMLA from the beginning of the employee’s absence.

PAYD/UNPAID TIME AWAY FROM WORK

Short-Term Sick → Vacation → ETW/LOA

Maternity Leave

Short-Term Sick → Vacation → ETW/LOA

Parental Leave

Short-Term Sick (family care) Balance

Vacation Balance

Unpaid Child Care Leave

See Notes 1 and 6
See Notes 1 and 2
See Notes 3 and 6
See Notes 4 and 5
See Note 6
See Note 7
See Note 8

Notes:

1) Consistent with unit practices, acceptable supporting documentation provided to the University that confirms the employee is unable to work due to pregnancy or delivery.
2) Use of maternity leave is continuous.
3) Consistent with unit practices, acceptable supporting documentation provided to the University that confirms the employee is medically unable to return to work following the six (6) week maternity leave.
4) Acceptable supporting documentation provided to the University that confirms the employee is medically able to work, and noting restrictions, if any. The employee may use parental leave during physical recovery if no extended sick or short-term sick time is available.
5) Use may be continuous or intermittent; scheduling is at the discretion and approval of the department. See the Paid Maternity (Childbirth) and Parental Leaves SPG for scheduling guidance.
6) Regular instructional faculty with a 12-month appointment are eligible for vacation.
7) May be applicable when there is stacking of FMLA eligibility.
8) Begins when the employee’s FMLA leave entitlement ends, or, when the employee is not eligible for FMLA when parental leave/short-term sick/vacation balance is exhausted after the employee is medically able to return to work. Length of time an employee may be off work is governed by terms of the Unpaid Leaves of Absence (Instructional) SPG.

* The applicable collective bargaining agreement should be referenced for employees covered by a collective bargaining agreement (AFSCME, GEO, IUOE, LEO, MNA, POAM, Trades, etc.).

Revised 10/01/2018
EXAMPLE C: Employee is medically unable to work prior to and after giving birth, does not qualify for FMLA, is eligible for maternity and parental leave, is not eligible for extended sick, and chooses not to return to work when medically able.

FMLA USAGE  DOES NOT QUALIFY / NOT APPLICABLE

PAID/UNPAID TIME AWAY FROM WORK

Short-Term Sick → Vacation → ETW/LOA

Maternity Leave

Parental Leave

Short-Term Sick (family care) Balance

Vacation Balance

Unpaid Child Care Leave

See Notes 1 and 6
See Notes 1 and 2
See Notes 3 and 6
See Notes 4 and 5
See Note 6
See Note 7

EXAMPLE D: Employee is medically unable to work prior to and after giving birth, does not qualify for FMLA, is eligible for maternity leave, is not eligible for parental leave and extended sick, and chooses not to return to work when medically able.

FMLA USAGE  DOES NOT QUALIFY / NOT APPLICABLE

PAID/UNPAID TIME AWAY FROM WORK

Short-Term Sick → Vacation → ETW/LOA

Maternity Leave

Parental Leave

Short-Term Sick (family care) Balance (if applicable)

Vacation Balance

Unpaid Child Care Leave

See Notes 1 and 6
See Notes 1 and 2
See Notes 3 and 6
See Note 4
See Note 6
See Note 7

Notes:
1) Consistent with unit practices, acceptable supporting documentation provided to the University that confirms the employee is unable to work due to pregnancy or delivery.
2) Use of maternity leave is continuous.
3) Consistent with unit practices, acceptable supporting documentation provided to the University that confirms the employee is medically unable to return to work following the six (6) week maternity leave.
4) Acceptable supporting documentation provided to the University that confirms the employee is medically able to work, and noting restrictions, if any. The employee may use parental leave during physical recovery if no extended sick or short-term sick time is available. The employee may use short-term sick for bonding with the child if not eligible for parental leave.
5) Use may be continuous or intermittent; scheduling is at the discretion and approval of the department. See the Paid Maternity (Childbirth) and Parental Leaves SPG for scheduling guidance.
6) Regular instructional faculty with a 12-month appointment are eligible for vacation.
7) Begins when the employee’s FMLA leave entitlement ends, or, when the employee is not eligible for FMLA when parental leave/short-term sick/vacation balance is exhausted after the employee is medically able to return to work. Length of time an employee may be off work is governed by terms of the Unpaid Leaves of Absence (Instructional) SPG.

* The applicable collective bargaining agreement should be referenced for employees covered by a collective bargaining agreement (AFSCME, GEO, IUOE, LEO, MNA, POAM, Trades, etc.).