

**25 NCAC 01J .1308 LEAVE**

- (a) An employee shall be credited on reinstatement with all vacation leave that would have been earned except for the interruption in employment.
- (b) An employee shall be credited on reinstatement with all sick leave that would have been earned except for the interruption in employment.
- (c) The decision as to whether or not to allow the reinstated employee to purchase back the vacation leave paid out in a lump sum at dismissal is within the discretion of the agency. A failure to allow such repurchase is not grievable.
- (d) Employees reinstated from dismissal shall have their former balance of sick leave at dismissal reinstated.

*History Note: Authority G.S. 126-4(9); 126-34.01; 126-34.02;  
Temporary Adoption Eff. February 28, 2014;  
Temporary Adoption Expired December 12, 2014;  
Eff. April 1, 2015;  
Readopted Eff. April 1, 2018.*