

## **CITY OF GREENFIELD**

### **PARENTAL LEAVE POLICY**

It is the policy of the City of Greenfield to provide employees with applicable rights to Parental Leave and the policy is adopted under the requirements of M.G.L. Chapter 149, s.105D. The scope of the Massachusetts Maternity Leave Act (MMLA), was expanded to include coverage for all full-time employees not just full-time female employees. Rights for maternity and paternity leave are also found in the Federal Family and Medical Leave Act (FMLA). The rights under M.G.L. Chapter 149, s. 105D and FMLA have differences.

Under Massachusetts General Law, full-time employees may be eligible for up to 8 weeks of unpaid parental leave for:

- (1) the birth or adoption of a child;
- (2) the placement of a child under 18 years old; or
- (3) the placement of a person under 23 years old who is mentally or physically disabled; or
- (4) the placement of a child pursuant to a court order.

To be eligible for parental leave under this policy, the following conditions must be met:

- (1) the employee must have worked for the City of Greenfield on a regular full-time basis for at least 3 consecutive months as a full-time employee; and
- (2) the employee must give at least two weeks' notice to the City of Greenfield of the expected departure date intention to return to work after the parental leave, or provide notice as soon as practicable if the delay is for reasons beyond the employee's control.

If two employees are employed by the City of Greenfield and require leave for the birth or placement of the same child, they are entitled to a combined total of 8 weeks.

While on leave under this policy, employees may elect to use any accrued paid time off in accord with existing policies or collective bargaining agreements, otherwise it is unpaid. Vacation, personal and compensatory time must be exhausted prior to requesting to use sick leave which is permitted under this policy. FMLA leave will be coordinated with the terms of the Massachusetts Parental Leave Act.


The City of Greenfield will maintain group medical insurance coverage and any other applicable insurance coverage during a covered Parental Leave on the same terms as if the employee had continued to work. While receiving pay during a portion of the leave, the City of Greenfield will continue to make payroll deductions to collect the employee's share of the premium for health benefits. During any unpaid portion of the leave, the employee will be required to submit his/her share of the health insurance premium to the City of Greenfield at the same time as it would be made if by payroll deduction. If the employee does not continue these payments, the City of Greenfield may discontinue coverage during the leave.

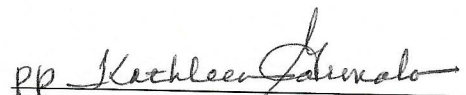
If the City of Greenfield agrees to grant parental leave for longer than 8 weeks, the City of Greenfield will not deny restoration rights and other rights and benefits unless it has informed

the employee in writing prior to the leave and extension of that leave that it cannot guarantee reinstatement.

After the leave, employees will be reinstated to their former or similar position with the same status, pay, length of service credit and seniority as the date of the leave, unless the position has been eliminated through a reduction in force. In that case, the employee on parental leave will have preferential consideration for another vacant position for which the employee is qualified as of the date of the leave. Exceptions to this policy may be made in accordance with applicable state and federal disability laws. Other applicable leave including but not limited to the FMLA shall run concurrently with leave under this policy. The leave will not be carried over from one year to the next and will not be paid in lieu of taking the leave or upon termination of employment for any reason.

Nothing in this policy shall be construed to diminish or impair the obligation of the City of Greenfield to comply with any contract, collective bargaining agreement or employee benefit program or plan in effect on the effective date of the Parental Leave Law.

  
Roxann D. Wedegartner  
Mayor

pp   
Diana Letourneau  
Director of Human Resources

Dated 3/9/2021