


AUSTIN PEAY STATE UNIVERSITY  
POLICIES AND PROCEDURES MANUAL

Policy Number: 5:039	Supersedes Policy Number: 5:039
Date: January 23, 1989	Dated: April 18, 1988
Subject: Civil Leave	
Initiating Authority: Vice President for Finance and Administration	SBR Policy/Guideline Reference: 5:01:01:05
Approved:  President	

Regular employees shall be granted civil leave when in obedience to a subpoena or direction by proper authority, they appear as witnesses for the Federal government, the State of Tennessee, or a political subdivision of the State, or when it is necessary to attend any court in connection with official duties or to serve on a jury in any State or Federal Court.

In accordance with TCA 22-4-108, if an employee summoned for jury duty is working a night shift or is working during hours preceding those in which court is normally held, such employee shall also be excused from his/her employment as provided by this section for the shift immediately preceding his/her first day of service on any lawsuit. After the first day of service, when such person's responsibility for jury duty exceeds three (3) hours during a day then such person shall be excused from his/her next scheduled work period occurring within twenty-four (24) hours of such day of jury service. Any question concerning the application of the provisions of this paragraph to a particular work shift or shifts shall be conclusively resolved by the trial judge of the court to which the employee has been summoned.

For the period employees eligible for civil leave render jury service or serve as witnesses, they shall be entitled to the difference between their regular compensation and the amount allowable for such service, except for travel expenses received. However, if employees elect to use annual leave rather than civil leave, they may do so and retain all compensation or fees received as witness or juror.

Employees involved in personal litigation, or who serve as witnesses in private litigation, shall be charged with annual leave or leave without pay.