

1 HB143  
2 113372-1  
3 By Representative Knight  
4 RFD: Government Operations  
5 First Read: 12-JAN-10  
6 PFD: 01/07/2010

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8 SYNOPSIS: Under existing law, a military leave of  
9 absence is granted to certain reserved components  
10 of the Armed Forces of the United States.

11 This bill would extend the benefit of a  
12 military leave of absence to members of the  
13 civilian auxiliary of the United States Air Force  
14 commonly known as the Civil Air Patrol.

15  
16 A BILL  
17 TO BE ENTITLED  
18 AN ACT

19  
20 To amend Section 31-2-13, Code of Alabama 1975, to  
21 grant a military leave of absence for members of the civilian  
22 auxiliary of the United States Air Force known as the Civil  
23 Air Patrol.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. Section 31-2-13, Code of Alabama 1975, is  
26 amended to read as follows:

27 "§31-2-13.

1           "(a) Military leave of absence. - All officers and  
2 employees of the State of Alabama, or of any county,  
3 municipality, or other agency or political subdivision  
4 thereof, or officers or employees of any public or private  
5 business or industry who are active members of the Alabama  
6 National Guard, Naval Militia, the Alabama State Guard  
7 organized in lieu of the National Guard, the civilian  
8 auxiliary of the United States Air Force known as the Civil  
9 Air Patrol, or of any other reserve component of the armed  
10 forces of the United States, shall be entitled to military  
11 leave of absence from their respective civil duties and  
12 occupations on all days that they are engaged in field or  
13 coast defense or other training or on other service ordered  
14 under the National Defense Act, or of the federal laws  
15 governing the United States reserves, without loss of pay,  
16 time, efficiency rating, annual vacation, or sick leave.  
17 Notwithstanding the foregoing, no person granted a leave of  
18 absence with pay shall be paid for more than 168 working hours  
19 per calendar year, and those persons shall be entitled, in  
20 addition thereto, to be paid for no more than 168 working  
21 hours at any one time while called by the Governor to duty in  
22 the active service of the state. This section shall apply to  
23 all schools and institutions of learning supported by state  
24 funds.

25           "(b) Credit for active federal service. - Service in  
26 the National Guard or Naval Militia of Alabama, when called,  
27 drafted, or ordered into the service of the United States,

1 shall be considered as equivalent service in the Alabama  
2 National Guard or Naval Militia for any and all state purposes  
3 regarding privileges, honors, pay, allowances, and exemptions  
4 provided by law for members of the National Guard and Naval  
5 Militia of Alabama."

6 Section 2. This act shall become effective on the  
7 first day of the third month following its passage and  
8 approval by the Governor, or its otherwise becoming law.