

1 SB128
2 115648-1
3 By Senators Orr and Mitchell
4 RFD: Governmental Affairs
5 First Read: 12-JAN-10

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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 National Disaster Medical System.
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15 A BILL
16 TO BE ENTITLED
17 AN ACT
18

19 To amend Section 31-2-13, Code of Alabama 1975,
20 relating to military leave of absence, to extend the benefit
21 of a military leave of absence to members of the National
22 Disaster Medical System.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

26 "§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 National Disaster
8 Medical System, or of any other reserve component of the ~~armed~~
9 ~~forces~~ uniformed services of the United States, shall be
10 entitled to military leave of absence from their respective
11 civil duties and occupations on all days that they are engaged
12 in field or coast defense or other training or on other
13 service ordered under the National Defense Act, the Public
14 Health Security and Bioterrorism Preparedness and Response of
15 2002, or of the federal laws governing the United States
16 reserves, without loss of pay, time, efficiency rating, annual
17 vacation, or sick leave. Notwithstanding the foregoing, no
18 person granted a leave of absence with pay shall be paid for
19 more than 168 working hours per calendar year, and those
20 persons shall be entitled, in addition thereto, to be paid for
21 no more than 168 working hours at any one time while called by
22 the Governor to duty in the active service of the state. This
23 section shall apply to all schools and institutions of
24 learning supported by state 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.