

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

1 SB128

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 To amend Section 31-2-13, Code of Alabama 1975,
12 relating to military leave of absence, to extend the benefit
13 of a military leave of absence to members of the National
14 Disaster Medical System.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

18 "§31-2-13.

19 "(a) Military leave of absence. - All officers and
20 employees of the State of Alabama, or of any county,
21 municipality, or other agency or political subdivision
22 thereof, or officers or employees of any public or private
23 business or industry who are active members of the Alabama
24 National Guard, Naval Militia, the Alabama State Guard
25 organized in lieu of the National Guard, the National Disaster
26 Medical System, or of any other reserve component of the ~~armed~~
27 ~~forces~~ uniformed services of the United States, shall be

1 entitled to military leave of absence from their respective
2 civil duties and occupations on all days that they are engaged
3 in field or coast defense or other training or on other
4 service ordered under the National Defense Act, the Public
5 Health Security and Bioterrorism Preparedness and Response Act
6 of 2002, or of the federal laws governing the United States
7 reserves, without loss of pay, time, efficiency rating, annual
8 vacation, or sick leave. Notwithstanding the foregoing, no
9 person granted a leave of absence with pay shall be paid for
10 more than 168 working hours per calendar year, and those
11 persons shall be entitled, in addition thereto, to be paid for
12 no more than 168 working hours at any one time while called by
13 the Governor to duty in the active service of the state. This
14 section shall apply to all schools and institutions of
15 learning supported by state funds.

16 "(b) Credit for active federal service. - Service in
17 the National Guard or Naval Militia of Alabama, when called,
18 drafted, or ordered into the service of the United States,
19 shall be considered as equivalent service in the Alabama
20 National Guard or Naval Militia for any and all state purposes
21 regarding privileges, honors, pay, allowances, and exemptions
22 provided by law for members of the National Guard and Naval
23 Militia of Alabama."

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

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Senate

Read for the first time and referred to the Senate
committee on Governmental Affairs 12-JAN-10

Read for the second time and placed on the calen-
dar 1 amendment 19-JAN-10

Read for the third time and passed as amended ... 16-FEB-10

Yeas 28
Nays 0

McDowell Lee
Secretary